

# **SCHEDULE 5**

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX1 <sup>1</sup>	United States Patent No. 4,643,748		
PX2	United States Patent No. 4,853,008		
PX3	United States Patent No. 4,826,515		
PX4	Organizational charts related to the marketing and engineering departments of Hoover		
PX5	Nova Preliminary Specifications (dated 03/10/03)	MAY003958 – MAY003962	
PX6	E-mail string dated 07/24/03 from Russ Boyer to Bob Hecht re: Nova Specifications	MAY003955	
PX7	E-mail string dated 08/14/03 from Erik Lesco to Bob Hecht, Nick Bosyj, Kurt Harsh and others re: Nova cyclone principle	MAY003976 – MAY003980	
PX8	E-mail dated 09/02/03 from Bob Hecht to Thomas Yu re: call Tuesday evening China time	MAY003928	
PX9	Harsh Nova Testing Notebooks	MAY000613 – MAY001095	
PX10	Hoover Fusion Dirt Cup (pre-modification)		
PX11	E-mail dated 02/23/04 from Nick Bosyj to Ron Stephens, Bob Hecht, Kurt Harsh and others re: Nova-Cyclone model	MAY001304	
PX12	Nova Preliminary Specifications (updated 02/19/04)	MAY003909 – MAY003913	
PX13	Nova Preliminary Specifications (revised 05/17/04)	MAY003835 – MAY003839	
PX14	E-mail dated 10/05/04 from Nick Bosyj to Florence re: Nova-TOC issues (and attachment)	MAY000518 – MAY000522	
PX15	Handwritten Notes	MAY003229	
PX16	Upright Brand Share – Dollars		
PX17	E-mail string dated 08/06/03 from Bob Hecht to Tom Kingsbury re: Nova LOI and Development Agreement	MAY015785 – MAY015787	
PX18	E-mail dated 08/17/03 from Bob Hecht to Lon Haidet and others re: Nova	MAY003975	
PX19	E-mail string dated 01/18/04 from Bob Hecht to Russ Boyer re: Nova BOI Data Sheet	MAY003933	
PX20	E-mail string dated 08/23/03 from Bob Hecht to Russ Boyer re: Nova Project	MAY003971	
PX21	Handwritten Notes	MAY003957	
PX22	Nova Preliminary Specifications (updated 09/11/03)	MAY003923 – MAY003927	

<sup>1</sup> Maytag reserved all objections as to hearsay to Dyson's Exhibits 1-242, which relate to the patent claims. Dyson does not agree that Maytag is entitled to reserve a blanket objection to over two-hundred exhibits. Such practice unduly interferes with the orderly exchange of exhibit objections.

Dyson v. Maytag  
05cv434**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)**

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
PX23	E-mail dated 09/23/03 from Bob Hecht to Frank Whitman re: Flair (Stingray), Fox-C, Elvis, Zephyr, Odessy, Turtle and Nova	MAY003949 – MAY003951	
PX24	E-mail dated 10/31/03 from Nick Bosyj to Florence and others re: Nova-issues from VC Oct. 29, 2003	MAY003929	
PX25	E-mail string dated 11/12/03 from John Morrison to Bob Hecht and others re: Nova Patent Issues	MAY003946 – MAY003947	
PX26	E-mail string dated 11/09/03 from Chris Marshall to Dave Baker and others re: Nova Supply Agreement – Additional Changes	MAY003399 – MAY003402	
PX27	E-mail string dated 03/01/05 from Bob Hecht to Nick Bosyj re: Nova videoconference 28 Feb 05 at 8:00pm	MAY004815 – MAY004816	
PX28	E-mail dated 04/02/05 from Pat Goldsmith to Russ Boyer and others re: Meeting Minutes–Fusion (Nova) Conference Call – 03/31/05	MAY003680 – MAY003681	
PX29	E-mail dated 04/02/05 from Florence to John Carty re: Nova BOM pricing (and attachment)	MAY002976 – MAY002987	
PX30	Wal-Mart Presentation (dated 07/29/04)	MAY003012 – MAY003016	
PX31	Request for Expenditure: Final	MAY002973 – MAY002975	
PX32	E-mail string dated 11/03/04 from Russ Boyer to Nick Bosyj re: Wal-Mart Nova Plan	MAY003375 – MAY003376	
PX33	E-mail dated 10/06/04 from Russ Boyer to Nick Bosyj and others re: Fusion (Nova) at Wal-Mart	MAY001269	
PX34	E-mail dated 05/18/05 from Bob Hecht to various people at Hoover/ Maytag re: Daily and accumulated production of Nova with container pickup	MAY003231	
PX35	E-mail string dated 05/10/04 from Russ Boyer to Greg Duplin re: Nova	MAY003906 – MAY003907	
PX36	E-mail dated 08/22/03 from Russ Boyer to Bob Hecht, Lon Haidet and Erik Lesco re: Nova Project	MAY003972	
PX37	E-mail string dated 08/23/03 from Bob Hecht to Russ Boyer re: Nova Project	MAY003971	
PX38	E-mail dated 08/25/03 from Russ Boyer to John Morrison and Jackson Wegelin re: Cyclonic Upright	MAY003956	
PX39	Dyson Patents	MAY017194 – MAY017301	
PX40	E-mail string dated 11/13/04 from John Morrison to Bob Hecht re: Nova Patent Issues. Project still on HOLD	MAY003946	
PX41	E-mail dated 01/16/04 from Nick Bosyj to John Morrison re: Nova– Patent Issues that need your	MAY003935	

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX42	E-mail string dated 05/13/04 from Bob Hecht to Nick Bosyj re: Nova Specification	MAY003895 – MAY003896	
PX43	Right to Manufacture and Novelty of Disks and First Stage Filter (dated 04/27/05)	MAY000425 – MAY000432	
PX44	Right to Manufacture and Novelty of Dust Collection Chamber Width for Nova Cleaner (dated 04/15/05)	MAY000444 – MAY000449	
PX45	E-mail dated 06/29/05 from Russ Boyer to Sid Hartman re: Dyson Suit Against Fusion	WM2006-11772C000206	
PX46	E-mail dated 08/27/03 from Russ Boyer to Bob Hecht and Nick Bosyj re: Nova Project	MAY003954	
PX47	E-mail dated 09/02/03 from Bob Hecht to Thomas Yu re: Call Tuesday Evening China time	MAY003928	
PX48	E-mail dated 05/13/04 from Russ Boyer to Bob Hecht re: Nova Specification	MAY003894	
PX49	E-mail string dated 08/11/04 from Russ Boyer to Roy Dauzat re: Wal-Mart Nova Plan	MAY003864 – MAY003865	
PX50	Nova Estimated Volumes & Prices	MAY003414 – MAY003418	
PX51	Hoover Project Brief: Nova Hang Tag	MAY001272	
PX52	E-mail string dated 01/24/05 from Pat Goldsmith to Russ Boyer re: Nova (Fusion) Incentive Proposal	MAY003792 – MAY003793	
PX53	E-mail string dated 01/14/05 from Russ Boyer to Tad Schimmelpfennig re: Nova Ascension Schedule and Shipment Requirements	MAY003816 – MAY003819	
PX54	E-mail dated 01/20/05 from Russ Boyer to Jeff Felker re: Fusion on the Website	MAY004214	
PX55	E-mail dated 01/24/05 from Chris Marshall to Mr. Qian re: Nova Project (and attachment)	MAY003777 – MAY003778	
PX56	E-mail dated 04/07/05 from Pat Goldsmith to Russ Boyer and others re: Meeting Minutes– Fusion (Nova) Conference Call – 04/06/05	MAY003677 – MAY003678	
PX57	E-mail dated 05/11/05 from Russ Boyer to Dave Baker re: Nova (Fusion) Update	MAY002988	
PX58	Nova Preliminary Specifications (updated 9/11/03)	MAY000615 – MAY000623	
PX59	Nova Preliminary Specifications (updated 02/19/04)	MAY003915 – MAY003919	
PX60	Consumers Review Cordless Upright/Robotic Vacuum Concepts (May 2004)	MAY071600 – MAY071618	
PX61	E-mail string dated 05/10/04 from Russ Boyer to Greg Duplin re: Nova	MAY071405 – MAY071406	

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX62	E-mail string dated 05/14/04 from Russ Boyer to David Cotsmire and Mark Hetrick re: Target Visit Quick Intelligence	MAY071526 – MAY071529	
PX63	E-mail string dated 09/02/04 from Janel Dufek to Russ Boyer re: Nova Positioning	MAY079092 – MAY079093	
PX64	Hoover Fusion Box		
PX65	Ethnography Insights and Suggestions MGPD Meeting (May 2004)	MAY074662 – MAY074665	
PX66	E-mail string dated 09/25/04 from Russ Boyer to Dave Baker and Duane Peiffer re: Meeting with Sid April 15, 2004 Notes	MAY080547 – MAY080548	
PX67	E-mail dated 10/06/04 from Russ Boyer to Nick Bosyj and others re: Fusion (Nova) at Wal-Mart	MAY043456 – MAY043457	
PX68	The New Hoover Fusion Launch Plan	MAY004254 – MAY004273	
PX69	E-mail dated 11/10/03 from Nick Bosyj to Florence re: Nova–testing of cyclone dirt cup	MAY001289	
PX70	E-mail dated 07/27/03 from Nick Bosyj to Sherry re: Nova testing (and attachments)	MAY000503 – MAY000513	
PX71	E-mail string dated 01/19/05 from Nick Bosyj to David Kumpf re: Invitation: Nova Safety Review #3	MAY004799 – MAY004800	
PX72	E-mail dated 04/07/05 from Pat Goldsmith to Russ Boyer and others re: Meeting Minutes – Fusion (Nova) Conference Call	MAY003677 – MAY003678	
PX73	E-mail dated 11/18/05 from Russ Boyer to Bob Bauman and others re: Fusion Derivatives for Sam's Club and Home Depot	MAY004089	
PX74	Prototypes Ltd. memorandum (dated 09/12/84)	DYS002175 – DYS002202	
PX75	E-mail dated 04/02/05 from Sharon Liang to Chris Marshall re: Nova Service Parts List (and attachment)	MAY002996 – MAY003006	
PX76	Maytag Corporation's Response to Interrogatory No. 18		
PX77	Hoover Fusion Owner's Manual (Exhibit 1 to Jones Expert Report)		
PX80	Photographs showing position of air inlet relative to outer container on the Hoover Fusion (Exhibit 5 to Jones Expert Report)		
PX81	Photographs showing orientation of dirty air inlet to the outer container on the Hoover Fusion (Exhibit 6 to Jones Expert Report)		

Dyson v. Maytag  
05cv434**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)**

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
PX82	Extract from Hoover Fusion's Owner's Manual showing circular cross section of outer container (Exhibit 7 to Jones Expert Report)		
PX85	Photograph showing the cone-shaped cyclone of the Hoover Fusion (Exhibit 10 to Jones Expert Report)		
PX87	Photographs of the inner cyclone of the Hoover Fusion (Exhibit 12 to Jones Expert Report)		
PX88	Photograph of the inner cyclone of the Hoover Fusion (Exhibit 13 to Jones Expert Report)		
PX89	Photograph of air outlet from inner cyclone of the Hoover Fusion (Exhibit 14 to Jones Expert Report)		
PX90	Photograph of the dirt collecting chamber on the Hoover Fusion (Exhibit 15 to Jones Expert Report)		
PX93	Photograph of the disc on the outside of the cyclone of the Hoover Fusion (Exhibit 19 to Jones Expert Report)		
PX94P	Photograph showing location of disc on cyclone of the Hoover Fusion (Exhibit 20 to Jones Expert Report)		
PX95	Photograph illustrating location of the disc on the Hoover Fusion (Exhibit 21 to Jones Expert Report)		
PX96	Photograph showing where disc is located relative to the shroud and the dirt receiving chamber on the Hoover Fusion (Exhibit 22 to Jones Expert Report)		
PX98	Photograph showing details of the disc on the Hoover Fusion (Exhibit 24 to Jones Expert Report)		
PX99	Photograph showing location of the shroud on the Hoover Fusion (Exhibit 26 to Jones Expert Report)		
PX100	Photograph showing location of shroud in relation to air inlet to the cyclone on the Hoover Fusion (Exhibit 27 to Jones Expert Report)		
PX101	Photograph showing fixings at the bottom of the shroud on the Hoover Fusion (Exhibit 28 to Jones Expert Report)		
PX102	Photograph showing the disc provided on the shroud of the Hoover Fusion (Exhibit 29 to Jones Expert Report)		
PX103	Photographs illustrating test conducted on the Dirty Air Inlet of the Outer Container (Exhibit 30 to Jones Expert Report)		

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX104	Photograph illustrating test to determine the orientation of the dirty air inlet to the outer container (Exhibit 31 to Jones Expert Report)		
PX105	Dyson UK/US Bilateral Audit	DYS036038 – DYS036052	
PX106	Fusion Launch (dated 01/13/05)	MAY002368 – MAY002413	
PX107	Hoover Fusion, Nova Gate 2/3 Review (dated 11/05/04)	MAY023881 – MAY023904	
PX108	The New Hoover Fusion Launch Plan	MAY095031 – MAY095052	
PX109	Defendant Maytag Corporation's Supplemental Answer to Interrogatory No. 17		
PX110	Request for Final Expenditure	MAY002973 – MAY002975	
PX111	Fusion–Nova Project Marketing Feature Line Chart	MAY004889 – MAY004890	
PX112	Maytag Corporation Form 10-K (filed 02/10/2006)		
PX113	1987 Dyson–Iona Technology Transfer Agreement	DYS003007 – DYS003056	
PX114	1991 Dyson–S.C. Johnson Agreement	DYS002035 – DYS002089	
PX115	1991 Dyson–Iona–Amway License Agreement	DYS002090 – DYS002118	
PX116	Nova–Cyclone Planning Document	MAY003325 – MAY003339	
PX117	Nova–Cyclone Export Model Cash Flow Statement	MAY003336	
PX118	Nova–Cyclone Basis of Interest – Gate 1	MAY003412	
PX119	Nova Program Financial Analysis	MAY003414 – MAY003418	
PX120	Nova Planning Document	MAY003431 – MAY003439	
PX121	Handwritten Notes (01/13)	MAY003340	
PX122	Hoover Ops review for 5_2_05 presentation.xls		
PX123	E-mail string dated 08/11/04 from Russ Boyer to Roy Dauzat re: Wal-Mart Nova Plans	MAY003864 – MAY003865	
PX124	E-mail string dated 01/19/05 from Nick Bosyj to David Kumpf re: Invitation: Nova Safety review #3	MAY004799 – MAY004800	
PX125	E-mail dated 02/03/04 from Nick Bosyj to Rob Stephens and others re: Nova–Cyclone Model	MAY001304	
PX126	Hoover Fusion, Nova Upright Project	MAY003380 – MAY003381	
PX127	Hoover SBU	WHIRL000035 – WHIRL000038	
PX128	David Baker, Marketing Presentation	MAY003460.829– MAY003460.845	
PX129	Hoover Additional Background Materials	WHIRL000160 – WHIRL000200	
PX130	US Market Update (12/22/04)	DYS005775 – DYS005792	
PX131	MGPP–MKT–2006–2009 first draft.xls		
PX132	E-mail dated 01/20/05 from Russ Boyer to Jeff Felker re: Fusion on the Website	MAY004214	

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX133	E-mail dated 10/06/04 from Russ Boyer to Nick Bosyj and others re: Fusion (Nova) at Wal-Mart	MAY001269 – MAY001270	
PX134	Hoover Upright Vacuum Cleaners Presentation Slides		
PX135	US Market Overview (11/23/04)	DYS005795 – DYS005809	
PX136	Mercury Gate 1 BOI		
PX137	Uprights–Brand Share	MAY078552 – MAY078560	
PX138	E-mail string dated 01/14/05 from Russ Boyer to Tad Schimmelpfennig re: Nova Ascension Schedule and Shipment Requirements	MAY003816 – MAY003819	
PX139	E-mail dated 06/24/03 from Jon Manke to Sid Hartman re: Hoover article 6.15.03	WM2006-11772 C000209 – WM2006-11772 C000212	
PX140	Mintel Consumer Intelligence, Vacuum Cleaners	DYS036086 – DYS036187	
PX141	Wal-Mart Hoover Fusion Promotion	WM2006-11772 C000133 – WM2006-11772 C000136	
PX142	Wal-Mart Hoover Fusion Launch Plan	WM2006-11772 C000140 – WM2006-11772 C000155	
PX143	Upright Vacuum Attribute Importance	WM2006-11772 C000193	
PX144	Resume of John C. Jarosz (Tab 1 to Jarosz Expert Report)		
PX149	Maytag Corporation Income Statement, FY2001 – FY2005 (Tab 9 to Jarosz Expert Report)		
PX150	Dyson Group Income Statement (Tab 10 to Jarosz Expert Report)		
PX151	Fusion Product Income Statement (Tab 11 to Jarosz Expert Report)		
PX154	Dyson–Apex License Agreement	DYS001891 – DYS001911	
PX155	Dyson–Iona Technology Transfer Agreement	DYS001912 – DYS001944	
PX156	Dyson–Iona Umbrella Agreement	DYS002930 – DYS002954	
PX157	Dyson–Iona Technology Transfer Agreement	DYS001945 – DYS001979	
PX158	Dyson–Vax Appliances Patent License	DYS001980 – DYS002006	
PX159	Dyson–S.C. Johnson & Son Patent License	DYS002007 – DYS002034	
PX160	Dyson–Iona U.K. Technology Transfer Agreement	DYS002955 – DYS003006	
PX161	Dyson–Amway Option and Exclusive License Agreement	DYS001783 – DYS001820	
PX162	Dyson–Amway Addendum to Option and Exclusive License Agreement	DYS001853 – DYS001855	
PX163	Dyson–Alco Agreement	DYS01911.011 – DYS01911.013	
PX164	Dyson Alco License Agreement	DYS01911.014 – DYS01911.041	
PX165	Dyson–Amway Settlement Agreement and Release of Claims	DYS002119 – DYS002160	

Dyson v. Maytag  
05cv434**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)**

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
PX166	Airpower Vacuum Cleaner Company – Rotork Agreement	DYS001746 – DYS001764	
PX167	Dyson–Amway Termination and Settlement Agreement	DYS001862 – DYS001873	
PX168	Household Appliance Technology License Agreements (Tab 15 to Jarosz Expert Report)		
PX169	Licensing–Out Royalty Rates by Industry (Tab 16 to Jarosz Expert Report)		
PX170	Licensing–In Royalty Rates by Industry (Tab 17 to Jarosz Expert Report)		
PX171	Median Running Royalty Rates Licensing Out (Tab 18 to Jarosz Expert Report)		
PX172	Median Running Royalty Rates Licensing In (Tab 19 to Jarosz Expert Report)		
PX173S	SIC Code 363: Household Appliances Net Sales (Tab 20 to Jarosz Expert Report)		
PX174	SIC Code 363: Household Appliances Operating Income Before Depreciation (Tab 21 to Jarosz Expert Report)		
PX175	SIC Code 363: Household Appliances Operating Margin Before Depreciation (Tab 22 to Jarosz Expert Report)		
PX176	Prejudgment Interest Factors (Tab 23 to Jarosz Expert Report)		
PX177	Expert Report of Alex L. Constable		
PX178	Defendant Maytag Corporation's Supplemental Answer to Interrogatory No. 17		
PX179	TTA/Royal–Hoover Patent Cross–License Agreement		
PX180	Hoover–Bissell Settlement and License Agreement and Mutual Release		
PX181	Hoover–Bissell Settlement and License Agreement and Mutual Release		
PX182	Affidavit of Charles D. DeGraff		
PX183	Expert Report of Charles D. DeGraff		
PX184	Charles DeGraff Comments Regarding the Dyson Reply Brief for a Preliminary Injunction	CDD564 – CDD571	
PX185	Maytag Corporation's Responses to Interrogatory 18		
PX186	DeGraff Drawing and Notes ('748 patent)	CDD286 – CDD288	
PX187	Order Construing the Terms of U.S. Patent Nos. 4,643,748, 4,826,515, 4,858,008, and 4,858,038		
PX188	Drawings of Mach 3/5 Dirtcup	CDD623 – CDD628	
PX189	Aug 2005 DeGraff Notes	CDD617 – CDD622	

**Dyson v. Maytag**  
05cv434

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(4/2/07)

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PX190	DeGraff Drawing ('515 patent)	CDD614	
PX191	Amended Joint Submission of Claim Construction Chart		
PX192	DeGraff Notes ('008 patent)	CDD305 – CDD307	
PX193	DeGraff Notes ('515 patent)	CDD401 – CDD403	
PX194	U.S. Patent No. 4,826,515		
PX195	U.S. Patent No. 4,853,008		
PX196	U.S. Patent No. 4,643,748		
PX197	Prosecution history file for U.S. Patent Application 07/224,694 (filed 07/27/88)	DYS001132 – DYS001205	
PX198	Prosecution history file for U.S. Patent Application 06/832,370 (filed 02/24/86)	DYS001206 – DYS001255	
PX199	Prosecution history file for U.S. Patent Application 06/274,252 (filed 06/16/81)	DYS000997 – DYS001131	
PX200	Prosecution history file for U.S. Patent Application 06/452,917 (filed 12/27/82)	DYS000868 – DYS000990	
PX201	Prosecution history file for U.S. Patent Application 06/628,346 (filed 07/06/84)	DYS000561 – DYS000867	
PX202	Prosecution history file for U.S. Patent Application 07/164,067 (filed 03/03/88)	DYS001496 – DYS001713	
PX203	Dust collecting and receiving chamber of the modified Hoover Fusion		
PX204	Dirt Cup of the unmodified Hoover Fusion		
PX205	Tape of 11/19/95 interview of Mike Rutter (Vice President, Hoover Europe) on the British television show called "The Money Programme" (Transcript is Exhibit 1 to Affidavit of James Dyson)		
PX206	Iona Fantom unit		
PX207	Dyson DC01 unit		
PX208	Dyson DC01 cyclone pack cutaway		
PX209	Fusion Launch (dated 01/13/05)	MAY002368 – MAY002413	
PX210	E-mail dated 04/02/05 from Sharon Lang to Chris Marshall re: Nova Service Parts List (and attachment)	MAY002996 – MAY003006	
PX211	E-mail dated 05/18/05 from Bob Hecht to Nick Bosyj and others re: Daily and accumulated production of Nova with container pickup	MAY003231	
PX212	Hoover SBU 2006 Plan		
PX213	Nova Intellectual Property Indemnity Agreement	MAY002967 – MAY002969	
PX214	Nova Development Agreement	MAY002957 – MAY002966	
PX215	Nova Letter of Intent	MAY002970 – MAY002972	
PX216	Nova Supply Agreement	MAY002916 – MAY002956	
PX217	Product Evaluation Program (US1800–900 Fusion Upright)	MAY003261 – MAY003265	
PX218	Purchase and Sale Agreement (dated as of 12/06/06)	MAY148918 – MAY148995	
PX219	Schedule 4.12 (Proceedings)	MAY148669	

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX220	Asset Transfer Agreement (dated as of 01/30/07)	MAY149016 – MAY149071	
PX221	Amendment No. 1 to Purchase (dated as of 01/30/07)	MAY148996 – MAY149015	
PX222	Chart of Fantom Units Sold	DYS003242	
PX223	SF 7 Sales for USA and Canada	DYS003421	
PX224	Accountant's Report on Quarterly Royalty Payments by Amway	DYS004085 – DYS004089	
PX225	Amway CMS 2000 Royalty Statements	DYS004027 – DYS004063	
PX226	Mercury Gate Review ____0405		
PX227	Wal*Mart/Hoover Presentation (04/21/05)		
PX228	Expert Report of John C. Jarosz		
PX229	Expert Report of Gareth Evan Lyn Jones		
PX230	Scout Residential Floor Care Top-Line Report, 1st Quarter 2005, Equifax Marketing Services		
PX231	Robert Goldscheider, John Jarosz and Carla Mulhern, "Use of the 25 Per Cent Rule in Valuing IP," V37 N4 LES NOUVELLES 123 (December 2002)		
PX232	Daniel Burns, "DCF Analyses in Determining Royalties," V30 N3 LES NOUVELLES 165 (September 1995)		
PX233	John C. Jarosz and Michael J. Chapman, "Application of Game Theory to Intellectual Property Royalty Negotiations," in LICENSING BEST PRACTICES: STRATEGIC, TERRITORIAL, AND TECHNOLOGY ISSUES (Wiley 2006)		
PX234	Draft Expert Report of Charles DeGraff (as of 01/11/07)	CDD346 – CDD364	
PX235	Draft Expert Report of Charles DeGraff (as of 01/09/07)	CDD365 – CDD382	
PX236	Draft Expert Report of Charles DeGraff (as of 01/09/07)	CDD383 – CDD400	
PX237	Assignment of Interest	DYS004888 – DYS004895	
PX238	USPTO Reel/Frame 004564/0597 – Assignment of Interest		
PX239	USPTO Reel/Frame 004915/0212 – Assignment of Interest		
PX240	USPTO Reel/Frame 016069/0433 – Change of Name		
PX241	Hoover Fusion vertical cutaway cyclone pack		
PX242	Hoover Fusion horizontal cutaway bin		
PX243	Mercury Gate 1BOI – Marketing Plan VOC (Baker No. 1)	MAY003460.675-MAY003460.724	DX352
PX244	Hoover Marketing Information (dated 7/24/2004) (Baker No. 2; Duplin No. 9)	MAY027293-MAY027327	DX353
PX245	David Baker Marketing Material (Baker No. 3)	MAY003460.829-MAY003460.845	DX354

**Dyson v. Maytag**  
05cv434

**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION**  
(4/2/07)

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
PX246	Uprights 2001 through 2004 (Baker No. 4)	MAY024944-MAY024945	DX355
PX247	Hoover Additional Background Materials (Baker No. 5)	WHIRL000160-WHIRL000200	DX356
PX248	Introducing the New Hoover Orion (Baker No. 8)	MAY095353-MAY095370	DX359
PX249	Updated Press Materials (dated 9/27/2005)	PAI000098-PAI000099	DX360"
PX250	Marketplace Situation & Brand Health (dated 6/2/2005) (Baker No. 10)	MAY043085-MAY043087	DX361
PX251	Hoover to Dyson: It's On Now (Baker No. 11)		DX362
PX252	E-mail attaching slide for Aug. 17 presentation (dated 8/11/2005) (Baker No. 17)	MAY019501-MAY19504	DX368
PX253	Hoover 2003 Media Executive Summary (Baker No. 18)	Element 79-000668-Element 79-000677	DX369
PX254	Hoover SBU (dated 8/9/2004) (Baker No. 19)	MAY022212-MAY022228	DX370
PX255	World's First Sport Utility Vacuum (dated 12/13/2005) (Baker (30)(b)(6) No. 5)	DYS009564-DYS009569	DX379
PX256	Resumé (Balough No. 1)		DX330
PX257	Summary ASTM F11 Committee For Vacuum Cleaners October 2004 (Balough No. 3)	MAY087270-MAY087271	DX332
PX258	Letter with attachment (Balough No. 5)	MAY048542-MAY048548	DX334
PX259	F11.21.08 Alternate Methods for Evaluating Carpet Embedded Dirt Removal Effectiveness (Balough No. 7)	ASTM000120-ASTM000121	DX336
PX260	ASTM Standard Specification for Test Carpets and Pads for Vacuum Cleaner Testing F655-03 (Balough No. 9)	MAY012263-MAY012265	DX338
PX261	ASTM F11, Task Group 21.01 (Balough No. 11)	MAY049664-MAY049667	DX340
PX262	F11.21.01 Carpet Standards Recommendation (Balough No. 12)	MAY049616-MAY049617	DX341
PX263	History of F608 (dated 3/22/2001) (Balough No. 13)	MAY101206-MAY101208	DX342
PX264	Summary of Development of Lab Carpet Cleaning – Test Method in ASTM F11.20.01 and F11.21 (3/4/1976) (Balough No. 14, 16)	MAY049539-MAY049556; MAY050650-MAY050693	DX343-DX345
PX265	ASTM – Standard Test Method for Measuring Air Performance Characteristics of Vacuum Cleaners 558-03 (Balough No. 17)	MAY006774-MAY006788	DX346
PX266	Negatives and Comments for the Concurrent Sub and Main Committee Electronic Ballot F11 - Standard Test Method for Determining Initial, Fractional, Filtrational, Filtration Efficiency of a Vacuum Cleaner System (Balough No. 19)	MAY046720-MAY046722	DX348
PX267	Executive Report on Recent ASTM and IEC Activities (dated 5/20/2005) (Balough No. 20)	MAY058629-MAY058632	DX349
PX268	E-mail Re: differences between ASTM and IEC Embedded Dirt Procedures (dated 1/20/2005) (Balough No. 22)	MAY077330-MAY077331	DX351
PX269	F11.22.06 Sustained Performance (IEC Method) Scope to Review Performance Procedure and to Feedback Comments on this Procedure to F11.22 Subcommittee (Balough No. 23)	MAY088819-MAY088824	
PX270	Expert Report of Victor Polansky (Battema No. 1)	None	DX430

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX271	ASTM – Standard Test Method for Measuring Air Performance Characteristics of Vacuum Cleaners F558-06 (Battema No. 2, Essex No. 10)	None	DX130, 431
PX272	ASTM – Standard Practice for Presenting Selected Information on Vacuum Cleaners for Consumer Use F1411-01 (Reapproved 2006) (Battema No. 3)	None	DX432
PX273	Battema Expert Report (Battema No. 4)	None	DX433
PX274	Hoover Air Performance Testing with Dust Loading (dated 5/22/2006 – 5/25/2006) (Battema No. 5)	CCI016299-CCI016329	DX434
PX275	ASTM – Standard Test Method for Evaluation of Carpet Embedded Dirt Removal Effectiveness of Household/Commercial Vacuum Cleaners F608-03 (Battema No. 6, Balough No. 8)	MAY005846-MAY005859	DX435
PX276	Hoover Cleaning Effectiveness Testing at Reduced Suction (4/25/2005 – 5/13/2005) (Battema No. 7, Hummel No. 11, Miller 30(b)(6) No. 11)	MAY014096-MAY014212	DX436
PX277	Testing Dyson DC07 Bagless Upright (dated 5/12/2006) (Battema No. 8)	Oreck-3685- Oreck-3686	DX437
PX278	Report No. 3096835CRT-001 Air Performance Testing on One Upright Vacuum Cleaner when Loaded with Dust (dated 5/17/2006) (Battema No. 9)	None	DX438
PX279	Report No. 3089887CRT-004 Air Performance Testing on Two Upright Vacuum Cleaners when Loaded with Dust (dated 2/6/2006) (Battema No. 11)	None	DX440
PX280	Report No. 3089887CRT-005 Air Performance Testing on One Upright Vacuum Cleaner when Loaded with Dust (dated 2/15/2006) (Battema No. 12)	None	DX441
PX281	Report No. 3096835CRT-002 Air Performance Testing on One Upright Vacuum Cleaner when Loaded with Dust (dated 5/18/2006) (Battema No. 13)	None	DX442
PX282	Notice of Deposition of 30(b)(6) (Bosyj No. 1)		
PX285	E-mail Re: Nova Project (dated 8/27/2003) (Boyer No. 46)	MAY003954	DX307
PX286	E-mail Re: Nova Specifications (dated 5/13/2004) (Boyer No. 48)	MAY003894	DX309
PX287	E-mail Re: Nova Ascension Schedule and Shipment Requirements (dated 1/14/2005) (Boyer No. 53)	MAY003816-MAY003819	DX314
PX288	E-mail Re: Fusion Website (dated 1/20/2005) (Boyer No. 54)	MAY004214	DX315
PX289	E-mail Re: Nova Fusion Update (dated 5/11/2005) (Boyer No. 57)	MAY002988	DX318
PX290	Memorandum Re: Nova Preliminary Specifications – Cyclonic Bagless (Boyer No. 59)	MAY003915-MAY003919	DX320
PX291	E-mail Re: Nova (dated 5/10/2004) (Boyer No. 61)	MAY071405-MAY071406	DX322
PX292	E-mail Re: Nova Positioning (dated 9/2/2004) (Boyer No. 63)	MAY079092-MAY079093	DX324
PX293	Ethnography Insights and Suggestions MGPD Meeting (dated 5/6/2004) (Boyer No. 65)	MAY074662-MAY074665	DX326
PX294	E-mail Re: Fusion Nova at Wal-Mart (dated 10/6/2004) (Boyer No. 67)	MAY043456-MAY043457	DX328

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX295	E-mail Re: Forecast (dated 9/2/2004) (Duplin No. 1)	MAY040653-MAY040664	DX413
PX296	E-mail Re: Signature Letter re: MD&A (dated 4/19/2004) (Duplin No. 2)	MAY073217-MAY073225	DX414
PX297	E-mail Re: Target Visit Quick Intelligence (dated 5/14/2004) (Duplin No. 8)	MAY071512-MAY071515	DX420
PX298	E-mail Re: Revised logistic changes to be discussed at 8/13/04 Hoover sales meeting (dated 8/11/2004) (Duplin No. 12)	MAY022431-MAY022432	DX424
PX299	Vacuum cleaner picture (Dyson No. 10, Bosyj)		DX610
PX300	Carpet level loop embedded dirt removal effectiveness (Dyson No. 41, Bosyj)	DYS030436-DYS030437	DX218
PX301	Chart (Essex No. 2)	MAY136629-MAY136638	DX289
PX302	(Essex No. 3)		DX290
PX303	Test results re: QFD1-Polaris B (Essex No. 4, 5)	MAY125252-MAY125264	DX291-DX292
PX304	Dyson in initial strategic observations and comparisons (dated 4/30/2002) (Essex No. 6)	MAY007877-MAY007887	DX293
PX305	Claims Re: DC07 Animal (Essex No. 7, Miller No. 12)	MAY001845-MAY001854	DX294
PX306	Dyson Field Test Data for Nov. '02 – Mar. '03 (dated 3/18/2003) (Essex No. 9, Miller No. 1A)	MAY007387-MAY007413	DX296
PX307	Instructions and guide to Self-Propelled Windtunnel Bagless with Powered Hand Tool by Hoover (Essex No. 13)	MAY045412-MAY045427	DX300
PX308	International Standard 60312 Edition 3.2 (Goldsmith No. 2, Essex No. 1, Balough No. 21)	None	DX350
PX309	IEC 60312 Ed. 4.0 Floor Treatment Appliances (dated 12/3/2005) (Goldsmith No. 5)	None	DX279
PX310	Full Vacuum Fractional Efficiency per ASTM F1977 (dated 5/30/2002) (Goldsmith No. 6)	None	DX280
PX311	E-mail Re: IEC TC59F Status Report (Goldsmith No. 8)	IBR00585-IBR00586	DX282
PX312	Minutes IEC SC59F meeting (dated 4/21/2004) (Goldsmith No. 9)	IBR00539-IBR00542	DX283
PX313	E-mail Re: Invitation to attend IEC Meeting (dated 10/4/2005) (Goldsmith No. 10)	IBR00385	DX284
PX314	IEC Frankfurt Notes (dated 4/25/2005) (Goldsmith No. 12)	IBR00235-IBR00236	DX286
PX315	Frankfurt WG3 (dated 4/26/2005) (Goldsmith No. 13)	IBR00233-IBR00234	DX287
PX316	MYG – Q4 2002, Q1 2003, Q2 2003, Q3 2003, Q4 2003, Q1 2004, Q4 2004, Q3 2004, Q3 2004 Maytag Earnings Conference Call (Hake No. 1, 2, 3, 4, 5, 6, 8, 9, 10)		DX261-266, 268-270
PX317	MYG Maytag Conference Call to Discuss Major Restructuring (dated 6/4/2004) (Hake No. 7)		DX267
PX318	Hoover SBU (Hake No. 11)		DX271
PX319	The Hoover Company Management's Discussion and Analysis First Quarter, 2004 (Hake No. 12)	MAY073233-MAY073236	DX272
PX320	E-mail Re: Hoover Execution (dated 9/15/2004) (Hake No. 13)	MAY040928-MAY040931	DX273
PX321	Hoover Turnaround Plan Discussion (dated 5/24/2006) (Hake No. 14)	TBWA010936-TBWA011054	DX274

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
PX325	Nova Preliminary Specifications for Cyclonic Bagless Vacuum (dated 3/10/2003) (Harsh No. 12, 13 Boyer No. 58)	MAY003909-MAY003913; MAY000615-MAY000623; MAY003835-MAY003839	DX319
PX333	E-mail Re: Projects not on the MGPD (dated 3/30/2005) (Hummel No. 1)		DX227
PX334	Performance Requirements (Hummel No. 3)	None	DX229
PX335	Nova Test Plan - Master Test List dated 7/20/2004) (Hummel No. 5)	MAY000883	DX231
PX336	Carpet Standardization Task Group minutes from meeting (Hummel No. 9, Balough No. 10)	MAY049462-MAY049465	DX235
PX337	IEC 60312 Standard (Miller No. 1, Balough No. 21)	DYS328693-DYS328834; MAY005880-MAY006019	DX350
PX338	E-mail Re: Dan Miller's letter re: ASTM criteria for vacuum cleaners (dated 9/6/2002) (Miller No. 2)	MAY001976-MAY001979	DX113
PX339	Drawing (Miller No. 2A)		DX135
PX340	Gate 2 Product Specification – Orion (dated 7/30/2004) (Miller No. 3, Essex. No. 3)	MAY130746-MAY130751	DX114
PX341	Results for Product Lab Requisition P148 (Miller No. 3A)	MAY118640	DX136
PX342	Testing of design requirements and customer requirements (Miller No. 4)	MAY124464-MAY124465	DX115
PX343	NOVA Gate 2/3 Review 11.05.2004 (dated 11/5/2004) (Miller No. 5, Hummel No. 2)	MAY023881-MAY023904	DX116
PX344	Minutes of IEC SC59F (Miller No. 6)	MAY118925-MAY118930	DX117
PX345	Declaration of Dan Miller re: recognition of ASTM/IEC standards (dated 9/6/2005) (Miller No. 7, Miller 30(b)(6) 10)	MAY012248-MAY012251	DX118
PX346	Defendant Maytag Corporation's Objections and Responses to Plaintiffs' First Set of Interrogatories (1-2); Maytag Corporation's Responses to Second Set of Interrogatories (3-4); Defendant's Responses and Objections to Plaintiffs' Third Set of Interrogatories to Defendant (Nos. 5-8); Defendant's Responses and Objections to Plaintiffs' Fourth Set of Interrogatories to Defendant (Nos. 10-18); Defendant's Responses and Objections to Plaintiffs' Sixth Set of Interrogatories to Defendant (Nos. 19-29); Defendant's Responses and Objections to Plaintiff's Seventh Set of Interrogatories to Defendant (Nos. 30-35); Defendant Maytag Corporation's Supplemental Answer to Interrogatory No. 17; Defendant Maytag Corporation's Supplemental Responses and Objections to Plaintiff Dyson's Interrogatories; Defendant Maytag Corporation's Supplemental Responses and Objections to Plaintiff Dyson's Interrogatory No. 11 (Miller No. 8, 9)		DX119
PX347	Deposition of Susan Goldsmith (condensed version with word index) (Miller No. 10)		DX297
PX348	Testing results pursuant to IEC 60312 clause 2.9 (air performance) (Miller No. 11, 11A)	MAY119277	DX122-DX123
PX349	DC07 – "dirt test" with synthetic dirt & ect. ("sustained performance") (dated 10/11/2002) (Miller No. 13, Essex No. 8)	MAY007949-MAY007956	DX125
PX350	IBR Test Report (dated 7/23/2004) (Miller No. 14)	MAY110090-MAY110092	DX126

**Dyson v. Maytag**  
05cv434

**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION**  
(4/2/07)

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
PX351	Competitive Filtration by Hoover (Miller No. 15)	MAY132247-MAY132274	DX127
PX352	Dyson v. Orion Turbine Head Testing (Miller No. 20)	MAY011236-MAY011237	DX132
PX353	Test Re: Dust Capacity on DC07 (dated 7/8/2004) (Miller 30(b)(6) No. 12)	MAY110084-MAY110088	DX140
PX354	Right to Manufacture and Novelty of Disks and First Stage Filter for a Two Stage Cyclonic Cleaner (dated 4/27/2005) (Morrison No. 43, Bosyj)	MAY000425-MAY000432	DX628
PX355	Hoover Co. Sales by Product Category (dated January 2001, January 2002 and January 2003) (Pollock 30(b)(6) No. 13, No. 14 , No. 15)	MAY139033-MAY139052	DX67
PX356	(Pollock 30(b)(6) No. 14)	MAY139053-MAY139072	DX68
PX357	Maytag Category Summaries – Hoover SBU (Pollock 30(b)(6) No. 17)	MAY139117-MAY139176	DX71
PX358	E-mail Re: Board Approval Documentation – Orion (dated 4/26/2004) (Pollock 30(b)(6) No. 20)	MAY070856-MAY070857	DX74
PX365	Hoover Competitive 2001- Q1 2004 Media Spend & Market Share (dated 7/12/2004)	Element 79-000654-Element 79-000677	DX381
PX372	Product Returns – Consumer Survey Summary of Upright Bagless (dated 10/23/2003)	MAY043308-MAY043310	
PX373	E-mail Re: Status Update of Eureka Ranch (dated 6/6/2005)	MAY067312-MAY067315	
PX374	Re: Three Questions	MAY069231-MAY069235	
PX375	E-mail Re: Consumer Reports (dated 7/6/2004)	MAY077005-MAY077007	DX382
PX376	Introducing the New Hoover Orion	MAY095353-MAY095370	DX359
PX408	Hoover SBU (dated 8/9/2004) (cited in Stamm expert report)	MAY022212-MAY022228; MAY146178-MAY146194	DX370
PX417	E-mail Re: Target (dated 7/7/2004) (cited in Steckel expert report)	MAY038151-MAY038230	
PX419	USA Market Strategy (dated 6/2/2002) (cited in Steckel expert report)	DYS305599-DYS305602	DX97
PX420	Hoover Demo for vendors (dated 2/27/2004)	MAY080964	
PX427	Dyson Vacuum Accessories		
PX428	Dyson filter tags/stickers		
PX437	New Dyson DC07 in box with accompanying literature		
PX438	New Dyson DC14 in box with accompanying literature		
PX439	New Dyson DC15 in box with accompanying literature		
PX440	ASTM level loop carpet		
PX441	ASTM multi-loop carpet		
PX442	ASTM plush carpet		
PX443	ASTM shag carpet		
PX444	Wilton carpet		
PX445	Whirlpool 10Ks and 10Qs for 2000-present		
PX446	Maytag 10Ks and 10Qs for 2000-present		
PX451	Crevice Block		
PX452	IEC Spec Hard Surface		
PX465	Dyson Commercial	DYS011183; DYS075600	DX559, DX517
PX471	DC14 Helpline Manual	DYS334054-DYS334084	
PX474	Hoover Management Presentation (dated 10/10/2006 – 10/11/2006)	MAY148116-MAY148219	
PX502	Hoover SBU (dated 8/9/2004)	MAY146178-MAY146194	
PX505	Hoover Strategy (dated 7/9/2004)	MAY038152-MAY038230	

**Dyson v. Maytag**  
05cv434

**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION**  
(4/2/07)

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
PX506	IEC 60312 Standard, Final draft, 4th Edition		
PX510	Scout – Residential Floor Care Presentation Report (dated 2004)	PAI000294-PAI000418	
PX511	Hoover Recap (dated 4/26/2006)	TBWA005050-TBWA005070	DX380
PX518	Maytag Earnings Conference Calls 2000-2004		
PX520	Business Unit Weekly Report Re: Hoover Floor Care (dated 3/9/2005)	MAY036720-MAY036721	
PX534	DC14 Owner's Manual	MAY017406-MAY017458	
PX536	E-mail Re: consumer reports (dated 7/6/2004)	MAY020462-MAY020464	DX422
PX548	Confidential Information memorandum (dated 3/1/2006)	LF00114-LF00182	DX375
PX557	DC07 Owner's Manual	MAY007532-MAY007625	DX204
PX560	Hoover Execution (dated 9/15/2004)	MAY040929-MAY040931	
PX562	Letter Re: Artificial Spreads (dated 6/6/2003)	MAY048539-MAY048550	
PX564	ASTM Standard Specification for Test Carpets and Pads for Vacuum Cleaner Testing F655-96	MAY048690-MAY048693	
PX565	ASTM Standard Test Method for Evaluation of Carpet Embedded Dirt Removal Effectiveness of Household/Commercial Vacuum Cleaners F608-01	MAY049794-MAY049806	
PX566	ASTM Standard Test Method for Measuring Air Performance Characteristics of Vacuum Cleaners F558-98	MAY058760-MAY058790	
PX567	ASTM Standard Practice for Presenting Selected Information on Vacuum Cleaners for Consumer Use F1411-01	MAY059108-MAY059111	
PX568	ASTM Standard Test Method for Evaluation of Carpet Embedded Dirt Removal Effectiveness of Household/Commercial Vacuum Cleaners F608-03	MAY059219-MAY059232	
PX569	E-mail Re: Orion turbine hand tool vs. Dyson and Acorn (dated 3/4/2005)	MAY062995	
PX570	E-mail Re: Staff report for Feb. 28-Mar. 11 (dated 3/14/2005)	MAY063078	
PX571	E-mail Re: Wilton wool v. level loop test results (dated 5/23/2005)	MAY063479	
PX572	The Hoover Company Engineering Technical Seminars Standards	MAY064159-MAY064190	DX333
PX573	E-mail Re: Nov. 13, 2003 analyst report (dated 11/18/2003)	MKAY076794	DX425
PX595	E-mail Re: Parade Cleveland Plain Dealer Edition (dated 4/28/2004)	MAY070971-MAY070974	
PX596	E-mail Re: Upright Program at Sears (dated 6/22/2004)	MAY076144	
PX597	E-mail Re: Sears/Hoover 2004 Goals (dated 12/3/2003)	MAY077343	
PX598	E-mail Re: Recap of Sam's Club meeting (dated 5/28/2004)	MAY075256-MAY075257	
PX599	E-mail Re: self propelled bagless (dated 3/18/2004)	MAY081022	DX426
PX601	E-mail Re: Target visit intelligence (dated 5/14/2004)	MAY071526-MAY071529	DX323
PX602	E-mail Re: Windtunnel Dual V strategy (dated 5/20/2003)	MAY028487-MAY028488	DX418
PX603	E-mail Re: Immediate action needed Dyson strikes Target (dated 6/6/2003)	MAY016720-MAY016723	DX415

**Dyson v. Maytag**  
05cv434

**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION**  
(4/2/07)

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
PX604	E-mail Re: Dual V follow-up (dated 3/19/2004)	MAY073207-MAY073209	DX419
PX607	Dyson Technology Group USA Results	DYS357898-DYS357942	DX43, DX54
PX612	Consumer Reports and Hoover Documents	WM2006-11772C000137-WM2006-11772C000141	
PX625	Maytag Floorcare Management Update (dated 8/17/2005)	MAY148006-MAY148115	
PX626	Hope & Faith Episode Clip	DYS075577	DX494
PX627	Law & Order Episode Clip	DYS075578	DX495
PX631	Dry CE Technical Report: Table of Contents	MAY063836-MAY063952	DX129
PX632	Hoover turnaround PMO management readout and roadmap locking July 18, 2006	TBWA011079-TBWA011182	
PX634	Signed Certifications Re: MDNA	MAY147823-MAY147877;	
PX636	Dyson Television Commercial	DYS075626	DX543
PX638	Dyson Television Commercial	DYS075609	DX526
PX640	Dyson Television Commercial	DYS075601	DX518
PX644	Packaging for Dyson Vacuums		
PX660	Director of Taxes, Find job Listing, <a href="http://www.ehrcweb.org/jobs/Accounting-Finance/Find-job-Director-Of-Taxes-488921.htm">http://www.ehrcweb.org/jobs/Accounting-Finance/Find-job-Director-Of-Taxes-488921.htm</a>		
PX661	January 2007 Home World Business, The Complete Category-By-Category Statistical Analysis Of The Housewares Industry		
PX662	59F/163/FDIS, Final Draft International Standard IEC 60312		
PX663	Hoover Mach 5 Photographs		
PX664	E-mail Re: Dyson in the USA (dated 8/7/2002)	MAY028923	
PX665	E-mail Re: Grahame Capron-Tee Report for August 2002 (dated 8/20/2002) and attached report	MAY002030-MAY002032	
PX666	Memo Re: James Dyson Strategy (dated 4/19/2002)	MAY002067	
PX667	All documents Maytag produced in connection with the sale of floorcare assets to TTI		
PX668	E-mail Re: Hoover/Dyson (dated 9/25/2002)	MAY001828	
PX669	Hoover My Vacuum Commercial Storyboard	MAY005546	
PX670	Hoover Fusion Website Print-Outs	MAY005564-MAY005566	
PX671	Fusion Cyclonic Bagless Upright Vacuum Advertisement	MAY005577	
PX672	Hoover Fusion Cyclonic Filtration System Owner's Manual	MAY005579-MAY005580	
PX673	Hoover Fusion Box Photographs	MAY005619-MAY005623	
DX13	Dyson ad "Room after room" C. Wollen Dep. Exhibit 13	N/A	
DX22	4/06/05 email re: DC07 details and DC15 questions J. Widdowson Dep Exhibit 4	DYS 31793-DYS 31802	
DX25	Plaintiffs Responses and Objections to Defendant's Second Set of Interrogatories Number 4-24 J. Widdowson Dep Exhibit 7	N/A	
DX26	8/05/04 E-mail re: pick up bar chart J. Widdowson Dep Exhibit 8	DYS 034400-DYS 034404	
DX27	7/04/05 E-mail re: pick up results J. Widdowson Dep Exhibit 9	DYS 035553-DYS 035558	

**Dyson v. Maytag**  
05cv434

**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION**  
(4/2/07)

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
DX42	Summary P&L M. Tryan Dep. Exhibit 2	DYS 357854-DYS, 357897	
DX44	Dyson U.S.A. Chart 2002 M. Tryan Dep. Exhibit 4	DYS 360084-DYS 360102	
DX72	ABP 2005 SBU S. Pollack Dep. Exhibit 18	MAY 139177-MAY 139230	
DX80	Dyson DC07 Animal Claim C. Perrin Dep. Exhibit 6	DYS 031797-DYS 031798	
DX163	4/08/05 E-mail re: Hoover historic documents M. McCourt Dep. Exhibit 23	DYS 031887-DYS 031890	
DX199	Dyson suction ads J. Dyson Dep Exhibit 22	DYS 010199-DYS 010237	
DX202	J. Dyson Dep Exhibit 25	N/A	
DX204	Dyson Root Cyclone manual J. Dyson Dep Exhibit 27	N/A	
DX206	J. Dyson Dep Exhibit 29	N/A	
DX211	U.S. Patent No. 3,425,192 I Dyson Dep Exhibit 34	N/A	
DX212	U.S. Patent No. 3,308,609 I Dyson Dep Exhibit 35	N/A	
DX213	U.S. Patent No. 2,071,975 I Dyson Dep Exhibit 36	N/A	
DX214	U.S. Patent No. 2,824,335 I Dyson Dep Exhibit 37	N/A	
DX216	ASTM F 608-03 Standard test for dirt removal I Dyson Dep Exhibit 39	N/A	
DX220	U.S. Patent No. 1,936,761 J. Dyson Dep Exhibit 43	N/A	
DX221	U.S. Patent No. 2,867,833 J. Dyson Dep Exhibit 44	N/A	
DX222	Dyson Story online J. Dyson Dep Exhibit 45	N/A	
DX223	James Dyson "Our Story" ad J. Dyson Dep Exhibit 46	N/A	
DX224	DC07 Suction Ad J. Dyson Dep Exhibit 47	MAY 000351, DYS 317540-46, DYS 000978-79	
DX228	11/05/04 Hoover Fusion Review D. Hummel Dep. Exhibit 2	MAY 023881-MAY 023904	
DX275	Goldsmit Subpoena S. Goldsmith Dep. Exhibit 1	N/A	
DX277	ASTM Designation F 558-98 Standard Test Method S. Goldsmith Dep. Exhibit 3	N/A	
DX278	ASTM Designation F 558-03 Standard Test Method S. Goldsmith Dep. Exhibit 4	N/A	
DX281	7/21/05 E-mail re: F558 revisions S. Goldsmith Dep. Exhibit 7	IBR00359	
DX298	CA Research and Testing Centre Report A.17607 Appendix III Photographs (J. Essex Dep. Exhibit 11)	MAY017735/017741	
DX308	E-mail from Bob Hecht to <a href="mailto:tyu@hoover.com">tyu@hoover.com</a> ; <a href="mailto:rboyer@hoover.com">rboyer@hoover.com</a> ; Debby Tucker; Ron Stephens; Lon Haidet; Erik Lesco; Frank Wittman re: Call Tuesday Evening China Time, 9/2/03 (R. Boyer Dep. Exhibit 47)	MAY003928	
DX310	E-mail from Russ Boyer to Roy Dauzat; Russ Boyer; James Benson; Gary Johns; Duane Peiffer; David Cotsmire re: Wal Mart Nova Plan, 8/11/07 (R. Boyer Dep. Exhibit 49)	MAY003864/003865	

Dyson v. Maytag  
05cv434LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION  
(4/2/07)

Exhibit No.	Description	Bates Nos.	DX Ex. Nos.
DX311	Nova Program (chart), 10/28/04 (R. Boyer Dep. Exhibit 50)	MAY003414/003418	
DX313	E-mail from Pat Goldsmith to Russ Boyer; Bob Hecht; Nick Bosyi re: Nova (Fusion) Incentive Proposal, 1/24/05 (R. Boyer Dep. Exhibit 52)	MAY003792/003793	
DX316	E-mail from Chris Marshall to "giandoq"; Dave Baker; Russ Boyer; SW Wu; Bob Hecht; Pat Goldsmith re: Nova Project, 1/24/05 (R. Boyer Dep. Exhibit 55)	MAY003777/003778	
DX317	E-mail from Pat Goldsmith to Russ Boyer; Bob Hecht; Nick Bosyi; Joel D. Crawford; Ellie Lundberg; Rick Goodman; Jodie Hill; Roy Dauzat; Dave Johnston; Tisha Roberts; Keith Hill; Bob Kneen; Jeff G. Ezell; Chris Marshall; John Canty re: Meeting Minutes - Fusion (Nova) Conference Call–April 6, 2005, 4/7/05 (R. Boyer Dep. Exhibit 56)	MAY003677/003678	
DX325	Fusion Box (R. Boyer Dep. Exhibit 64)	N/A	
DX327	E-mail from Russ Boyer to Dave Baker; Duane Pieffer re: Meeting with Sid April 15, 2004 - Notes, 9/25/04 (R. Boyer Dep. Exhibit 66)	MAY080547/080548	
DX329	The New Hoover Fusion Launch Plan: Hoover and Wal-Mart make cyclonic technology affordable! (R. Boyer Dep. Exhibit 68)	MAY004254/004273	
DX331	Subpoena (J. Balough Dep. Exhibit 2)	N/A	
DX363	E-mail from Lori Miller to Tariq Hassan; Sara Dow; Jennifer Weitzel re: Decisions, 2/28/005 (D. Baker Dep. Exhibit 12)	MAY064674/064675	
DX365	Dyson Meeting Notes, D.M. Baker, 9/5/02 (D. Baker Dep. Exhibit 14)	MAY001992/001993	
DX366	Jackie Love–Notes from Dyson Meeting, 9/5/02 (D. Baker Dep. Exhibit 15)	MAY016684/016885	
DX367	E-mail from Dave Baker to Thomas Yu; Larry Griggs; Tad Schimmelpfennig; Skip Lawton; Rick Goodman re: Lost production on WT and WTSP–FYI, 4/6/05 (D. Baker Dep. Exhibit 16)	MAY042789/042792	
DX377	Conference Call Transcript: MYG–Maytag Analyst and Investor Meeting, November 19, 2004 (D. Baker 30[b] [6] Dep. Exhibit 3)		
DX378	Client Brief–Core Strategy (D. Baker 30[b] [6] Dep. Exhibit 4)	ELEMENT79-000195/79-00197	
DX382	E-mail from Dave Baker to Duane Pieffer; Russ Boyer re: Consumer Reports, Dyson, 7/6/04 (D. Baker 30[b] [6] Dep. Exhibit 8)	MAY077005/077006	
DX384	Dyson Group Structure as at July 18, 2006 (D. Kellam Dep. Exhibit 2)	DYS358942	
DX385	Dyson Technology Group USA–Results (D. Kellam Dep. Exhibit 3)	DYS357898/357942	
DX386	HomeWorld2-16-04.jpg (D. Kellam Dep. Exhibit 4)	CRT0100620/0100621	
DX399	E-mail from Jeff Hyman to Erica Avery; Mandy Pekin re: slide update, 2/18/05 (D. Kellam Dep. Exhibit 17)	DYS039291/039292	
DX401	E-mail from Doug Kellam to Emma Jane Heatley re: New Hoover, 4/14/04 (D. Kellam Dep. Exhibit 19)	DYS034171	
DX402	E-mail from Doug Kellam to All Chicago Office re: FW: Dyson vs. Hoover, 11/10/03 (D. Kellam Dep. Exhibit 20)	DYS036001/036004	

**Dyson v. Maytag**  
05cv434

**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION**  
(4/2/07)

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
DX404	Show and Tell (chart) (D. Kellam Dep. Exhibit 22)	DYS624873/624889	
DX446	2/5/07 letter with attachment from Lisa J. Parker to Steven Reich Balough Expert Dep. Exhibit 3	N/A	
DX450	6/19/06 letter from Stephen P. Durchslag to John N. Balough Balough Expert Dep. Exhibit 7	BAL 000007-000009	
DX458	ASTM document: Standard Test Method for Measuring Air Performance Characteristics of Vacuum Cleaners Balough Expert Dep. Exhibit 15	N/A	
DX460	Dyson marketing document Balough Expert Dep. Exhibit 17	BAL 000431-000436	
DX523	Video: DYSN 3318 Part 2	DYS075606	
DX540	Video: DYSN 3317	DYS075623	
DX546	Dyson Video: Suction Loss	None	
DX597	Fusion vacuum cleaner	N/A	
DX600	James Dyson's sketch of window frame factory cyclonic cleaner (Dyson Dep. Ex. 1)	N/A	
DX601	Photograph of Dyson Cyclon vacuum cleaner (Dyson Dep. Ex. 2)	N/A	
DX602	Photograph of Dyson Cyclon vacuum cleaner with bin removed (Dyson Dep. Ex. 3)	N/A	
DX603	Dyson Cyclon vacuum cleaner	N/A	
DX604	Dyson sketch of G-Force unit (Dyson Dep. Ex. 4)	N/A	
DX605	U.S. Patent 4,826,515 (Dyson Dep. Ex. 5)	N/A	
DX606	U.S. Patent 4,853,008 (Dyson Dep. Ex. 6)	N/A	
DX607	U.S. Patent 4,643,748 (Dyson Dep. Ex. 7)	N/A	
DX609	Photo of Amway vacuum cleaner (Dyson Dep. Ex. 9)	N/A	
DX610	Photo of Amway vacuum cleaner with bin removed (Dyson Dep. Ex. 10)	N/A	
DX611	Photo of Amway vacuum cleaner bin (Dyson Dep. Ex. 11)	N/A	
DX614	Prosecution history of U.S. Patent 4,853,008 (Dyson Dep. Ex. 14)	N/A	
DX616	Prosecution history of U.S. Patent 4,643,748 (Dyson Dep. Ex. 16)	N/A	
DX617	Prosecution history of SN 274,252 [predecessor of Pat. 4,826,515] (Dyson Dep. Ex. 17)	N/A	
DX618	Prosecution history of SN 452,917 [predecessor of Pat. 4,826,515] (Dyson Dep. Ex. 18)	N/A	
DX619	Prosecution history of SN 628,346 [predecessor of Pat. 4,826,515] (Dyson Dep. Ex. 19)	N/A	
DX620	Prosecution history of U.S. Patent 4,826,515 (Dyson Dep. Ex. 20)	N/A	
DX621	Email of Russ Boyer dated 8/22/2003 (Morrison Dep. Ex. 36)	N/A	
DX622	Page of email Boyer/Hecht (Morrison Dep. Ex. 37)	N/A	
DX623	Boyer email dated 8/25/2003 (Morrison Dep. Ex. 38)	N/A	
DX624	Notebook of Dyson patents (Morrison Dep. Ex. 39)	N/A	
DX625	Hecht email dated 11/12/2003 (Morrison Des. Ex. 40)	N/A	

**Dyson v. Maytag**  
05cv434

**LIST OF EXHIBITS SUBMITTED JOINTLY OR WITHOUT OBJECTION**  
**(4/2/07)**

<b>Exhibit No.</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>DX Ex. Nos.</b>
DX626	Email of 1/16/2004 from Bosyj to Morrison (Morrison Dep. Ex. 41)	N/A	
DX627	Email from Hecht to Bosyj and attachment (Morrison Dep. Ex. 42)	N/A	
DX629	Portion of Patent Journal Report 3962 (Morrison Dep. Ex. 44)	N/A	
DX630	Email from Russ Boyer to Sid Hartman (Morrison Dep. Ex. 45)	N/A	
DX633	DeGraff sketch (DeGraff Dep. Ex. 6)	N/A	
DX634	Dirt cup dust chamber drawings (DeGraff Dep. Ex. 8)	N/A	
DX635	DeGraff notes and related materials dated 8/25/2005 (DeGraff Dep. Ex. 9)	N/A	
DX636	Dust chamber drawing with associated notations (DeGraff Dep. Ex. 10)	N/A	
DX638	Tabulation of Fusion sales (Jarosz Dep. Ex. 5)	N/A	
DX639	Modified Fusion dirt receiving chamber (Jones Dep. Ex. 2)	N/A	
DX640	Fusion dirt cup/cyclonic unit (Jones Dep. Ex. 7)	N/A	
DX644	Patent Cross-License Agreement TTA/Royal (Constable Dep. Ex. 4)	N/A	
DX645	Hoover/Bissell Settlement and License Agreement (Constable Dep. Ex. 5)	N/A	
DX646	Hoover/Bissell Settlement and License Agreement (Constable Dep. Ex. 6)	N/A	
DX647	Array of Dyson upright vacuum cleaners	N/A	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections <sup>*</sup>	Plaintiffs' Response <sup>†</sup>
78	Diagram illustrating Dyson's cyclonic technology (Exhibit 2 to Jones Expert Report)		Demonstrative	
79	Diagram illustrating the outer container of the Hoover Fusion (Exhibit 4 to Jones Expert Report)		Demonstrative	
83	Diagram illustrating the location of the shroud within the outer container (Exhibit 8 to Jones Expert Report)		Demonstrative	
84	Diagram illustrating the location of the cone-shaped cyclone (Exhibit 9 to Jones Expert Report)		Demonstrative	
86	Diagram illustrating air path between the container outlet and the air inlet of the cyclone of the Hoover Fusion (Exhibit 11 to Jones Expert Report)		Demonstrative	
91	Extract from Hoover Fusion Owner's Manual showing the location of the dirt receiving and collecting chamber (Exhibit 16 to Jones Expert Report)		Incomplete	
92	Extract from Hoover Fusion Owner's Manual showing open container base and receiving chamber to facilitate emptying of dirt (Exhibit 17 to Jones Expert Report)		Incomplete	
97	Diagram illustrating the space between the disc and the interior surface of the outer container of the Hoover Fusion (Exhibit 23 to Jones Expert Report)		Demonstrative	
145	Upright Vacuum Brand Shares in Units (Tab 5 to Jarosz Expert Report)		Demonstrative	
146	Upright Vacuum Brand Shares in Units (Tab 6 to Jarosz Expert Report)		Demonstrative	
147	Upright Vacuum Brand Shares in Dollars (Tab 7 to Jarosz Expert Report)		Demonstrative	
148	Upright Vacuum Brand Shares in Dollars (Tab 8 to Jarosz Expert Report)		Demonstrative	

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<sup>\*</sup> Maytag reserved all objections as to hearsay to Dyson's Exhibits 1-242, which relate to the patent claims. Dyson does not agree that Maytag is entitled to reserve a blanket objection to over two-hundred exhibits. Such practice unduly interferes with the orderly exchange of exhibit objections.

<sup>†</sup> Dyson and Hoover are continuing to meet and confer regarding their respective objections to the exhibits, and expect that process to be completed before May 1, 2007.

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
152	Royalty Rate Calculation Using Discounted Cash Flow Based on 10/28/04 Financial Analysis (Tab 12 to Jarosz Expert Report)		Demonstrative	
153	Royalty Rate Calculation Using Discounted Cash Flow Based on 02/11/05 Financial Analysis (Tab 13 to Jarosz Expert Report)		Demonstrative	
283	Hoover Fusion Owner's Manual (Bosyj No. 3)	DYS011630-DYS011668	Relevance	
284	E-mail Re: Nova testing items (dated 7/27/2004) (Bosyj No. 70)	MAY000503-MAY000513	Relevance	
322	Nova Preliminary Specifications for Bagless Vacuum (Harsh No. 5, Boyer)	MAY003958-MAY003962	Relevance, Foundation, Authentication	
323	E-mail Re: Nova Specifications (Harsh No. 6, Boyer)	MAY003955	Relevance	
324	E-mail Re: Nova Cyclone Model (dated 2/3/2004) (Harsh No. 11, Bosyj)	MAY001304	Relevance, Foundation, Hearsay	
326	Dyson DC07 testing (dated 10/1/2004) (Harsh)	MAY000985-MAY000987	Relevance, Foundation, Hearsay	
327	Dust and suction testing on Hoover Nova (dated 12/4/2004) (Harsh)	MAY000726-MAY000732	Relevance, Foundation, Hearsay	
328	Dust leakage test (dated 7/13/2005) (Harsh)	MAY001064-MAY001065	Relevance, Foundation, Hearsay	
329	Outline (Harsh)	MAY003838	Relevance, Foundation, Authentication, Hearsay, Incomplete Documentation	
330	Wal-Mart The Hoover Company (dated 7/29/2004) (Hecht No. 30, Bosyj)	MAY003012-MAY003016	Relevance, Foundation	
331	Request for Expenditure – Hoover re vendor tooling (dated 12/10/2004) (Hecht No. 31, Boyer)	MAY002973-MAY002975	Relevance, Foundation	
332	E-mail Re: Fusion (Nova) at WalMart (dated 10/6/2004) (Hecht No. 33)	MAY001269; MAY023403-MAY023404	Relevance, Foundation	
359	Air Data Characteristics	DYS035397-DYS035400	Relevance, Foundation, Authentication	
360	Pick-up Group Test Report Re: pet hair pick up performance compared to IEC 60312 Rayon pick up performance (dated 10/16/1006)	DYS362725-DYS362728	Incorrect Bates No., Foundation, Authentication, Summary Document, Hearsay, AR362723-724	
361	Competitor Meeting Re: Hoover Fusion (dated 5/14/2005)	DYS388716-DYS388719	Relevance, Incomplete Document	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
363	F558-03 Air Power Test Station 1 Tests	MAY099965-MAY100005	Complete Authentication Foundation	
364	Hoover Fusion Cyclonic Bagless Upright	DYS062923	Incorrect Bates Number, Relevance, Foundation, Authentication	
366	Nova Packaging and Hoover Project Brief Re: Nova Hang Tag	MAY001271-MAY001272	Relevance	
368	E-mail Re: Litter Removal Test (dated 2/7/2005)	MAY011258-MAY011259	Relevance	
370	E-mail Re: LG's Cost Competitiveness (dated 8/5/2005)	MAY019450-MAY019453	Completeness, Relevance	
371	E-mail Re: AFE on hold (dated 10/7/2004)	MAY023419-MAY023420	Relevance	
377	Orion Gate 2 Review Presentation (dated 7/30/2004)	MAY130684-MAY130716	Authentication Foundation	
378	Claim Substantiation – Dyson uprights are hygienic and quick to empty	DYS317144; DYS337045	Foundation, Authentication	
379	Report No. 30233165-001 Air Performance Testing on Fifteen Upright Vacuum Cleaners (dated 4/17/2002)	DYS317116-DYS317134	Relevance, Foundation, Authentication, Hearsay	
380	Report No. 3056109-005 Air Performance Testing on Fifteen Upright Vacuum Cleaners (dated 5/27/2004)	DYS317162-DYS317243	Foundation, Authentication, Hearsay	
381	Usage and Attitude Study of the Floor Cleaning Market Fact Pack (dated 10/2006)	DYS330333-DYS330478	Foundation, Authentication, Hearsay	
382	Claim Substantiation for DC07 – The most powerful upright with constant suction	DYS362723-DYS362724; DYS033707-DYS033708	Incorrect Bates No., Foundation, Authentication, Summary Document, Hearsay, AR362723-724	
383	Dust Removal from Carpet (Wilton) – IEC60312:2.3 (DTM 002) (dated 12/10/2005)	DYS029999.0340-DYS029999.0342	Relevance, Foundation, Authentication	
384	Urgent pick-up tests (with dust loaded condition) results (dated 7/20/2005)	DYS030017-DYS030018	Relevance, Foundation, Authentication	
385	Peak Suction Power (Air Watts) Through Hose	DYS035562-DYS035565	Relevance, Foundation, Authentication	
386	Testing Documents	DYS074472-DYS074516	Completeness, Relevance, Foundation, Authentication	
387	Intertek ASTM F608-03 Tests (dated 10/28/2005)	DYS328310-DYS328331	Foundation, Authentication, Hearsay	
388	Intertek ASTM F608-03 Tests (dated 3/31/2006)	DYS328332-DYS328364	Foundation, Authentication, Hearsay	
389	Information on particle sizes	DYS328400-DYS328401	Relevance, Foundation, Authentication	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections <sup>*</sup>	Plaintiffs' Response <sup>†</sup>
390	Dust Removal from Carpet (Wilton) – IEC60312:2.3 (DTM 002) (dated 4/7/2005, 8/16/2004, 7/2/2005, 7/1/2005)	DYS328629-DYS328645	Relevance, Foundation, Authentication	
391	Dust Emission Test	DYS328655-DYS328659	Relevance, Foundation, Authentication	
392	Dust removal from hard floors with crevice	DYS328660-DYS328674	Relevance, Foundation, Authentication	
393	Air Performance Testing on Fifteen Upright Vacuum Cleaners When Loaded with Dust (dated 4/26/2002)	DYS332347-DYS332353	Relevance, Foundation, Authentication, Hearsay	
394	Air Performance Testing on Two Dyson Upright Vacuum Cleaners When Loaded with Dust (dated 6/22/2005)	DYS332355-DYS332363	Relevance, Foundation, Authentication, Hearsay	
395	Claim: Hoover outcleans all other brands, Challenge: (Various) (dated 9/24/2006)	DYS387091-DYS387094	Relevance, Foundation, Summary Document, Authentication	
396	Comparison of pre-filter weight gain in DMT type 8 dust loads tests as percentage of dust loaded	DYS387668	Relevance, Foundation, Authentication, Summary Document. Incomplete Document	
397	Average of ASTM and IEC tests on US uprights	DYS388029	Relevance, Foundation, Authentication, Summary Document, Incomplete Document	
398	Large debris pick-up tests	DYS388501-DYS388503	Relevance, Authentication, Foundation, Summary Document, Incomplete Document	
399	Average of ASTM and IEC tests on US uprights	DYS390442-DYS390443	Relevance, Foundation, Authentication, Summary Document, Incomplete Document	
400	Air Performance Testing on Three Dyson DC07 Upright Vacuum Cleaners when Loaded with Dust (dated 9/8/2004)	DYS392299-DYS392308	Hearsay, Foundation, Authentication, Relevance	
401	Percentage of dust emitted from Dyson and competitor machines	DYS500932-DYS500933	Relevance, Foundation, Authentication, Incomplete Document	
402	Dust emissions, Report NO. 1014-04-WW, DC07 (dated 2/9/2004)	DYS015202-DYS015204	Inaccurate Bates Number, Relevance, Foundation, Authentication, Completeness	
403	Performance testing (dated 9/27/2005)	DYS015216-DYS015220	Relevance, Foundation, Authentication, Completeness	
404	Test Report No. 1217-05-WW (dated 12/30/2005)	DYS015307-DYS015326; DYS009227-DYS009248; DYS318060-DYS318081	Relevance, Foundation, Authentication, Completeness	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

<b>Exhibit No. (PX)</b>	<b>Description</b>	<b>Bates Nos.</b>	<b>Defendant's Objections*</b>	<b>Plaintiffs' Response†</b>
405	U.S. Floorcare Market (dated 5/18/2006) (cited in Stamm expert report)	DYS301761-DYS301815	Relevance, Foundation, Authentication	
406	Dyson Rejector Study (6/2006) (cited in Stamm expert report)	DYS304169-DYS304172	Foundation, Authentication	
407	Hoover strategy – moving forward re: floor care (dated 2004) (cited in Stamm expert report)	MAY027559-MAY027583	Relevance	
409	Month and year-to-date floor care figures (1/2005) (cited in Steckel expert report)	DYS357907-DYS357918	Relevance	
410	Board Agenda and Meeting Summary (dated 7/17/2006) (cited in Steckel expert report)	DYS360220-DYS360225	Relevance, Incomplete Document	
411	DC15 The Ball – US Customer Call-backs (6/2006) (cited in Steckel expert report)	DYS302994-DYS303049	Foundation, Authentication	
412	International Board Report – Directors Re: Dyson International (dated 8/2002) (cited in Steckel expert report)	DYS359955	Relevance, Incomplete Document	
413	DC07 & DC14 Post Launch Evaluation (cited in Steckel expert report)	DYS304895-DYS304985; DYS357992-DYS358082; DYS302515-DYS302610	Foundation, Authentication	
414	Dyson's position in marketplace re: vacuums (dated 5/21/2004) (cited in Steckel expert report)	Element 79-000240-Element 79-000253	Foundation, Authentication, Hearsay, Relevance	
415	Executive Summary re: Mystery Shopper at Best Buy and Sears (dated 5/15/2003) (cited in Steckel expert report)	MAY019964-MAY019971; MAY016724-MAY016739	Authentication, Completeness, Foundation, Hearsay, Relevance	
416	Market opportunities in the USA Qualitative & Quantitative Research Final Report (dated 3/14/2002) (cited in Steckel expert report)	F100235-F100347	Foundation, Authentication, Hearsay, Relevance	
418	2004 US Market Overview (cited in Steckel expert report)	DYS033661-DYS033690	Foundation	
421	Note from EHA Re: Dyson Competitive Testing (dated 4/29/2003)	MAY28600-MAY28601	Incorrect Bates Number	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
422	Testing Documents (cited in Widdowson expert report)	Intertek000016- Intertek000024; Intertek00008351- Intertek00008368; Intertek00008442- Intertek00008460; Intertek000632- Intertek000642; Intertek000643- Intertek000657; DYS005454- DYS005468; DYS008204- DYS008221; DYS008257- DYS008260; DYS008292- DYS008294; DYS008326; DYS008501-DYS008527; DYS008777; DYS008913- DYS008915; DYS008916- DYS008917; DYS009065- DYS009068; DYS009330- DYS009718; DYS009500- DYS009513; DYS009882; DYS012021-DYS012409; DYS012718-DYS012736; DYS028824-DYS028868; DYS028869-DYS028950; DYS029168-DYS029260; DYS029999.0000- DYS029999.0079; DYS029999.0191- DYS029999.0294; DYS029999.0682- DYS029999.0684; DYS029999.0971- DYS029999.0975; DYS029999.0976- DYS029999.0979; DYS029999.1026- DYS029999.1027; DYS029999.1046- DYS029999.1047; DYS029999.1048- DYS029999.1053; DYS029999.1065- DYS029999.1068; DYS029999.2227- DYS029999.2313; DYS030078; DYS030433- DYS030450; DYS0311802; DYS031799-DYS031801; DYS032181-DYS032183; DYS032322-DYS032325; DYS032608-DYS032749; DYS033401-DYS033404; DYS033709-DYS033711; DYS033717-DYS033719; DYS034159-DYS034160; DYS034162-DYS034170; DYS034401-DYS034404; DYS034912-DYS034917; DYS035404-DYS035409;	Intertek000016- Intertek000657: Foundation, Authentication, Hearsay, Relevance, DYS008204- DYS008221: Foundation, Relevance, DYS008501- DYS008527: Relevance, Incomplete Document, DYS008777: Relevance, Summary Document, Incomplete Document, All Non-Intertek: Foundation, Relevance, Summary Document, Incomplete Document	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
		DYS035562-DYS035577; DYS039120-DYS039159; DYS039161-DYS039200; DYS039200.01; DYS045180- DYS045184; DYS052383- DYS052387; DYS054414- DYS054417; DYS068899 - DYS068901; DYS068902- DYS068904; DYS12021- DYS12409; DYS300264- DYS300372; DYS301317- DYS301319; DYS304391- DYS304535; DYS305516- DYS305552; DYS305742- DYS305764; DYS306590- DYS028759; DYS306740- DYS306811; DYS306812- DYS306857; DYS306935- DYS307018; DYS307172- DYS307233; DYS307744- DYS307805; DYS307858- DYS307921; DYS307922- DYS307985; DYS308394- DYS308422; DYS308483- DYS308536; DYS310723- DYS310728; DYS310787- DYS310795; DYS315355- DYS315425; DYS316972- DYS316984; DYS316988; DYS317061-DYS317070; DYS317109-DYS317115; DYS317136-DYS317137; DYS317145-DYS317147; DYS317244-DYS317251; DYS317252-DYS317253; DYS328366-DYS328374; DYS328426; DYS328529- DYS328539; DYS328585- DYS328628; DYS328675- DYS328677; DYS329344- DYS329346; DYS331480- DYS331696; DYS332401- DYS332563; DYS333969- DYS333979; DYS357301; DYS357330-DYS357331; DYS359660-DYS359755; DYS363283-DYS363330; DYS363785-DYS363786; DYS364006-DYS364176; DYS364177-DYS364288; DYS364345-DYS364405; DYS364417-DYS364427; DYS365188-DYS365191; DYS372266-DYS372269; DYS385307-DYS385321; DYS385322-DYS385336; DYS385348-DYS385349; DYS385367-DYS385368; DYS385398-DYS385408; DYS385427-DYS385440;		

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections <sup>*</sup>	Plaintiffs' Response <sup>†</sup>
		DYS385447-DYS305456; DYS385574-DYS385575; DYS385690-DYS385700; DYS385907-DYS385912; DYS386083-DYS386084; DYS387015-DYS387048; DYS387053-DYS387067; DYS387075-DYS387084; DYS387085-DYS387090; DYS387095-DYS385349; DYS387167; DYS387168; DYS387169; DYS387171; DYS387172; DYS387368; DYS387369-DYS387370; DYS387371; DYS387373; DYS387377; DYS387378; DYS387382; DYS387414; DYS387415; DYS387638- DYS387640; DYS387638- DYS387640; DYS388048- DYS388062; DYS388103- DYS388109; DYS388112- DYS388114; DYS388123- DYS388129; DYS388144- DYS388150; DYS388216- DYS388262; DYS388269- DYS388295; DYS388480; DYS388506-DYS388507; DYS388642-DYS388652; DYS388655-DYS388704; DYS390413-DYS390423; DYS390430-DYS390435; DYS390459-DYS390472; DYS390503-DYS390507; DYS391080-DYS391173; DYS391379-DYS391393; DYS391413-DYS391427; DYS391470-DYS391494; DYS391496-DYS391502; DYS391504-DYS391512; DYS392230-DYS392288; DYS392644; DYS392800- DYS392801; DYS394661- DYS394691; DYS394692- DYS394778; DYS394833- DYS394872; DYS395143- DYS395195; DYS395462; DYS397500-DYS397501; DYS501855-DYS501900; DYSON009506; DYSON009608- DYSON009621; DYSON009688- DYSON009691; DYSON009718; DYSON38799- DYSON38802; MAY001913- MAY001963; MAY001965; MAY013911; MAY013919; MAY013925; MAY013929;		

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
		MAY013931; MAY015610- MAY015616; MAY017082- MAY017083;		
423	E-mail Re: Hoover vacuum recall (dated 10/27/2005)	BBH_00008428- BBH_00008429	Hearsay, Relevance, Authentication	
424	Summaries of Testing Documents		Insufficient identification to allow for a specific objection to this exhibit	
425	Summaries of Marketing Documents		Insufficient identification to allow for a specific objection to this exhibit	
426	Summaries of Financial Documents		Insufficient identification to allow for a specific objection to this exhibit	
429	Fantom Vacuum		Relevance	
430	Hoover Dual V Windtunnel Vacuum		Relevance	
431	Hoover Fold Away Vacuum		Relevance	
432	Hoover Fusion Vacuum		Relevance	
433	Hoover Savvy Vacuum		Relevance	
434	Hoover Windtunnel 2 Vacuum		Relevance	
435	Hoover Windtunnel Vacuum		Relevance	
436	Hoover Z Vacuum		Relevance	
447	Secretary of State Reports Re: Hoover Company Corporate Records		Insufficient identification to allow for a specific objection to this exhibit	
448	Hoover Bagless Windtunnel 2 Vacuum manual		Relevance	
449	Hoover Dual V Bagless Vacuum manual		Relevance	
450	59F/157/CDV Committee Draft for Vote (CDV) (cited in Widdowson expert report)		Insufficient identification to allow for a specific objection to this exhibit	
453	59F/141/CDV Committee Draft for Vote (CDV) (cited in Widdowson expert report)		Insufficient identification to allow for a specific objection to this exhibit	
454	59F/147/CDV Committee Draft for Vote (CDV) (cited in Widdowson expert report)		Insufficient identification to allow for a specific objection to this exhibit	
455	Frazer-Nash Report Re: Independent Professional Opinion Re: G-Force Claim		Insufficient identification to allow for a specific objection to this exhibit	
456	Summary Report to AACEM	CLP000001-CLP000002	Relevance	
457	Carpet assessment based on ASTM F-655	CLP000027-CLP000029	Incorrect Bates Number, Relevance, Hearsay, Foundation	
458	ASTM standard specification for test carpets and pads for vacuum cleaner testing F 655-06	CLP000368-CLP000370	Incorrect Bates Number, Relevance, Hearsay, Foundation	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections <sup>*</sup>	Plaintiffs' Response <sup>†</sup>
459	ASTM standard test method for evaluation of carpet embedded dirt removal effectiveness of household commercial vacuum cleaners F 608-03	CLP000371-CLP000384	Incorrect Bates Number, Relevance, Hearsay, Foundation, Hearsay	
460	ASTM standard test re: carpet and pads F 608-03	CLP000386-CLP000388	Incorrect Bates Number, Relevance, Hearsay, Foundation	
461	Marketshare Floorcovering Types - 2000-2005	CLP000389	Relevance, Hearsay, Foundation, Hearsay	
462	Air data tests (dated 4/30/2003)	DYS008935-DYS008947	Relevance, Foundation, Authentication	
463	Dyson hang tags	DYS010695-DYS010698	Relevance	
464	Dyson Commercial	DYS011182	Inaccurate description/Bates Number, Relevance	
465	Dyson Commercial	DYS011183; DYS075600	Inaccurate description/Bates Number, Relevance	
466	The Ball Owner's Manual	DYS012737-DYS012751	Relevance	
467	59F/147/CD Committee Draft (dated 12/3/2005)	DYS012314-DYS012318	Relevance	
468	59F/141/CD Committee Draft (dated 4/9/2004)	DYS012319-DYS012323	Relevance	
469	Analytical Services Report No. 195 (dated 9/13/2001)	DYS012395-DYS012409	Foundation	
470	The Needs Based Segmentation	DYS330240-DYS330332; DYS396271-DYS396524	Foundation, Authentication	
472	DC14 Post Launch Review	DYS335586-DYS335650	Foundation, Authentication	
473	Dust Emission Test to IEC 60312 CI 2.10 (dated 1/7/2004)	DYS386997	Relevance, Foundation, Incomplete Document, Summary Document	
475	Comments on the CFD Calculation Performed by Hoover (dated 7/1/2005)	DYS388065-DYS388066	Relevance, Foundation	
476	Air Data IEC 60312:2.8 (dated 9/28/2004)	DYS388077-DYS388078	Relevance, Foundation, Authentication	
477	Seal of Approval Re: Dyson DC14 Cylinder Vacuum Cleaner (dated 3/1/2005)	DYS388190-DYS388191	Relevance, Authentication, Foundation	
478	Dust Load Suction Testing Results DC07 (dated 12/2/2005)	DYS029999.1498-DYS029999.1505	Relevance, Foundation, Authentication, Completeness	
479	Pick Up Test Report DC14	DYS029999.3190-DYS029999.3199	Relevance, Foundation, Authentication, Completeness	
480	Target and Dyson Line Review (dated 12/2/2005)	DYS393486-DYS393523	Foundation, Relevance	
481	Liquid Steel Hang Tag	DYS500423	Incomplete Document, Foundation	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
482	Analysis of G-Forces within the Dyson DC14 US Cleaner – Update (dated 3/22/2006)	DYS500940-DYS500941	Relevance, Foundation, Authentication, Hearsay, Summary Document	
483	Dust Load Suction Testing Results	DYS031724-DYS031728	Relevance, Foundation, Authentication	
484	Hoover My Vacuum Commercial	DYS035904	Relevance	
485	Mintel Consumer Intelligence Report: Vacuum Cleaners	DYS036086 - DYS036187	Relevance, Foundation, Authentication, Cumulative (384)	
486	Claim Substantiation – Root8Cyclone has higher suction and picks up more dust than a dual cyclone	DYS067993	Foundation, Authentication	
487	DC14 Telescope Reach April '05 Call-backs (dated 5/4/2007)	DYS068328-DYS068373	Foundation, Authentication	
488	DC15 Post Launch Review	DYS068430-DYS068461	Foundation, Authentication	
489	Seal of Approval Re: DC07 (dated 4/17/2002)	DYS301313; DYS397450	Relevance, Foundation, Authentication	
490	Air Performance Testing on Six Dyson Upright Vacuum Cleaners (dated 5/25/2005)	DYS312305-DYS312344	Foundation, Authentication	
491	DTM045 Dust Loading (dated 5/6/2006)	DYS312999-DYS313000	Incorrect description/Bates Number, Relevance, Foundation, Authentication, Completeness	
492	DC07 DTM 045 Tests (dated 6/5/2006)	DYS313001-DYS313027	Incorrect description/Bates Number, Relevance, Foundation, Authentication, Completeness	
493	Pick Up Test Report DC15 (dated 4/20/2006)	DYS313284-DYS313335	Incorrect description/Bates Number, Relevance, Foundation, Authentication, Completeness	
494	Dyson G-Force Statement for DC07 US	DYS316971	Foundation, Authentication	
495	AW consumption of pre and post filter data	DYS357332-DYS357347; DYS357348-DYS357363; DYS357364-DYS357379; DYS357380-DYS357393; DYS357394-DYS357407; DYS357408-DYS357423; DYS357424-DYS357437; DYS357438-DYS357451; DYS357452-DYS357465; DYS357466-DYS357479; DYS357480-DYS357493; DYS357494-DYS357507; DYS357508-DYS357521; DYS357522-DYS357535;	Relevance, Foundation, Authentication, Several sheets of each document are blank or contain no data	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
		DYS357536-DYS357549; DYS357550-DYS357563; DYS357564-DYS357577; DYS357578-DYS357591; DYS358813-DYS358826; DYS358827-DYS358840; DYS358841-DYS358854		
496	Filter Load Test Data	DYS358784-DYS358791; DYS358792-DYS358799; DYS358800-DYS358812	Relevance, Foundation, Authentication	
497	Agendas and International Board Reports for Dyson Limited meeting (dated 1/24/1994 – 12/20/2004)	DYS360016- DYS360019	Incomplete Document	
498	Board Meeting Agenda Monday, December 2004 (dated 12/20/2004)	DYS360020-DYS360022	Incomplete Document	
499	Claim Substantiation – Dyson DC07 – Double the suction power of other vacuum cleaners after 10 oz. of dust (dated 4/10/2006)	DYS362721-DYS362722	Incorrect Bates No., Foundation, Authentication, Summary Document, Hearsay	
500	DC14 Dust loaded filtration test (dated 6/23/2005)	DYS372280-DYS372281	Relevance, Foundation, Authentication, Incomplete Document	
501	Dust emissions of Dyson DC14 vs. Hoover Fusion U5180-900	DYS372282-DYS372286	Relevance, Foundation, Authentication, Incomplete Document	
503	Declaration Pursuant to Federal Rule of Evidence 902(11) of [NAME] (dated 12/15/2006)		Insufficient identification to allow for a specific objection to this exhibit	
504	PRNewswire Article: Hoover Unveils New Rating System to End Consumer Confusion About Cleaning Performance		Insufficient identification to allow for a specific objection to this exhibit	
507	Hoover Z Press Release	PAI000049	Relevance	
508	Hoover Z Press Materials (dated 6/27/2005)	PAI000068-PAI000072	Relevance	
509	Hoover Introduces New Advertising Campaign Launching World's First Sport Utility Vacuum (dated 1/24/2006)	PAI000076-PAI000078	Relevance	
511	Hoover Recap (dated 4/26/2006)	TBWA005050-TBWA005070	No objection, joint exhibit	
512	Results of Tests on Dyson DC15 Vacuum Cleaner – Allergy Certification Testing (dated 1/24/2005)	DYS502246-DYS502252	Relevance, Foundation, Authentication, Hearsay	
513	EAG Test Report (dated 7/11/2005)	DYS502383-DYS502387	Relevance, Foundation, Authentication, Summary Document	
514	Vacuum Cleaners and Carpet-Cleaning Produces US December 2006	DYS521094-DYS521220	Foundation, Authentication, Hearsay, Relevance	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
515	ASTM Standard Test Method for Evaluation of Carpet Embedded Dirt Removal Effectiveness of Household/Commercial Vacuum Cleaners F608-97	FCB000197-FCB000208	Additional Objections Reserved	
516	ASTM Standard Test Method for Measuring Air Performance Characteristics of Vacuum Cleaners F558-06	Figliola00096-Figliola00111	Incomplete Document	
517	Letter enclosing Report No. 3082152CRT-002c – air performance testing on upright vacuum cleaners when loaded with dust (dated 3/2/2006)	Intertek000643- Intertek000657	Relevance, Foundation, Authentication, Hearsay	
519	Hoover Floor Care (dated 2/23/2004)	MAY145578-MAY145650	Relevance	
521	Affidavit of David Baker Re: Dyson's Position in Mass market (dated 8/26/2005)	MAY002684-MAY002687	Relevance	
522	Monthly Report Re: Analysis of the SPWT Since January 2003 (dated 4/2/2004)	MAY069652-MAY069653	Completeness	
523	Investigation into the change in pick-up performance of a Hoover Windtunnel U6439-900 as the brush bar belt wears over time (dated 7/6/2005)	DYS054831-DYS054837	Incorrect Bates Number, Relevance, Foundation, Authentication	
524	Table of US Competitor Machines with Key Points to Distinguish Dyson	DYS062778-DYS062786	Incorrect Bates Number, Relevance, Foundation, Authentication	
525	US Floorcare Airwatts Comparison (dated 2005)	DYS062787	Incorrect Bates Number, Relevance, Foundation, Authentication	
526	Analysis of g-forces within the Dyson DC14US cleaner-update (dated 3/22/2006)	DYS063148-DYS063149	Incorrect Bates Number, Relevance, Foundation, Authentication	
527	IBR test report on Dyson DC07, DC14 and DC15 (dated 2/7/2006)	DYS064199-DYS064202	Incorrect Bates Number, Relevance, Foundation, Authentication	
528	DC07 air test results	DYS064234-DYS064238	Incorrect Bates Number, Relevance, Foundation, Authentication	
529	Dust mass pickup during house tests with three DC07US vacuums	DYS043857-DYS043858	Relevance, Foundation, Authentication	
530	IEC 59F Working Group (dated 9/30/1985 – 10/2/1985)	MAY009388-MAY009413	Authentication, Relevance, Hearsay, Foundation, Completeness	
531	Estimate air performance comparison	MAY011235	Completeness, Authentication, Foundation, Hearsay	
532	History of F608 (dated 4/26/2005)	MAY015853-MAY015898	Completeness	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
533	Competing with Dyson (dated 4/30/2004)	MAY016623-MAY016646	Authentication, Foundation, Hearsay Incorrect Bates Number	
535	7 Root cyclone issues (dated 7/2/2004)	MAY020456-MAY020457	Relevance	
537	Urgent pick-up tests (with dust loaded condition) results	DYS040897	Relevance, Foundation, Authentication	
538	Testing data for Hoover U6439-900 & Dyson DC14US	DYS041462-DYS041466	Relevance, Foundation, Authentication	
539	DC14 Complete Testing Data (dated 3/25/2005)	DYS041924-DYS041932	Relevance, Foundation, Authentication	
540	DC14 Testing Data (dated 3/21/2005)	DYS041942-DYS041950	Relevance, Foundation, Authentication	
541	DC14 Testing Data (dated 3/25/2005)	DYS041960-DYS041968	Relevance, Foundation, Authentication	
542	DC15 Testing Data	DYS041978-DYS041986	Relevance, Foundation, Authentication	
543	DC15 Testing Data	DYS041987-DYS041995	Relevance, Foundation, Authentication	
544	DC15 Testing Data (dated 3/21/2005)	DYS041996-DYS042004	Relevance, Foundation, Authentication	
545	Performance (Pickup) Test Comparative Data	DYS042018-DYS042021	Relevance, Foundation, Authentication	
546	Upright Vacuum Cleaners Test Data	DYS043841-DYS043855	Relevance, Foundation, Authentication	
547	3082151CRT-002A (dated 12/8/2005)	Intertek000779-Intertek00789	Relevance, Foundation, Authentication, Hearsay, Incomplete Documentation	
549	Nova AFE (dated 1/12/2005)	MAY000601-MAY000604	Relevance, Foundation	
550	Hoover Nova File	MAY001135-MAY001198	Relevance	
551	Status report Re: how Hoover measures up to Dyson floorcare	MAY001950-MAY001951	Relevance, Foundation, Authentication, Incomplete Document	
552	New Vacuum Cleaner Report from Mintel (dated 11/15/2000)	MAY002442-MAY002506	Relevance, Foundation, Authentication	
553	Nova Gate BOI	MAY002990	Relevance, Foundation, Authentication, Hearsay, Incomplete Documentation	
554	Request for final expenditure (dated 9/7/2004)	MAY003007-MAY003009	Relevance, Foundation	
555	IEC 60312 Dust Emission Test (dated 11/21/2005)	MAT005155-MAY005163	Relevance, Foundation	
556	Dyson DC07 Root8Cyclone U.S. Test (dated 10/11/2002)	MAY007465-MAY007527	Relevance, Completeness, Foundation	
558	Air Performance Comparison	MAY008161	Relevance, Completeness, Foundation	
559	E-mail Re: News from CPSC (dated 4/14/2005)	MAY030664-MAY030665	Incorrect Bates Number	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
561	E-mail Re: reference to ASTM in SPWT print ad (dated 2/16/2005)	MAY042509-MAY042510	Completeness	
563	Report regarding Hoover laboratory completion of testing of prototype shag and multi-level carpet panels	MAY048628-MAY048629	Authentication, Foundation	
574	11-Nov-03 Longbow Research – Survey of Floorcare Retailers MYG's Hoover is Playing Come from Behind Ball in 4Q (dated 11/11/2003)	MAY076795-MAY076810	Relevance	
575	DC07 ASTM 558-88 test (dated 9/25/2002)	MAY100216	Authentication Foundation	
576	DC14 Animal ASTM F558-88 Test (dated 2/25/2005)	MAY101005-MAY101016	Completeness Authentication Foundation	
577	Self-Propelled Windtunnel Bagless with Powered hand Tool by Hoover Owner's Manual	MAY103860-MAY103875	Authentication Foundation Relevance	
578	Hoover TurboPower Windtunnel Bagless Owner's Manual	MAY103896-MAY103910	Relevance Authentication Foundation	
579	Savvy Upright Vacuum Cleaner by Hoover Owner's Manual	MAY103940-MAY103952	Relevance Authentication Foundation	
580	Hoover Preferred Windtunnel Bagless Owner's Manual	MAY103976-MAY103990	Relevance Authentication Foundation	
581	Most Powerful Upright testing document	MAY120859	Foundation Authentication Relevance?	
582	Various tests	MAY120863-MAY120867	Foundation Authentication Relevance?	
583	Loaded Dust Receptacle Test IEC 60312 ed. 3	MAY121781-MAY121783	Authentication Foundation	
584	Self-Propelled Windtunnel Loaded Dust Receptacle Test IEC 60312 ed. 3	MAY121788-MAY121790	Authentication Foundation	
585	Laboratory Specification – Title: Loaded Dust Receptacle Test Specifications Re: IEC 60312 2.9	MAY121903-MAY121911	Authentication Foundation Relevance	
586	Quantitative Concept Test Topline Summary (dated 6/23/2004)	MAY130717-MAY130745	Authentication Foundation Hearsay	
587	Orion – Gate 1 (dated 3/31/2004)	MAY130782-MAY130813	Authentication Foundation	
588	Development Test Check List	MAY141268-MAY141312	Authentication Foundation Relevance	
589	Chemical Analysis of North Canton Carpet Dirt (dated 11/24/1975)	MAY141399-MAY141415	Authentication Foundation Relevance Hearsay	
590	IEC and Field Cleaning Effectiveness Testing (dated 3/24/1977)	MAY141735-MAY141737	Authentication Foundation Relevance Hearsay	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
591	Floor Care Saturation and Marketing Study – cross product report (dated 10/2006)	MAY142896-MAY143039	Authentication Foundation Hearsay	
592	Floor Care Saturation and Marketing Study – report on vacuums (dated 10/2006)	MAY143040-MAY143196	Authentication Foundation Hearsay	
593	Scout – Residential Floor Care Presentation Report Lifestage Segments Year-End, 2003	MAY144507-MAY144702	Authentication Foundation Hearsay	
594	DC07 Air Performance vs. Dust Loading Test	MAY147920-MAY147923	Relevance	
600	E-mail Re: charts from presentation (dated 4/1/2004)	MAY020102	Relevance, Completeness	
605	Hard Floor Cleaners	MAY044811-MAY044837	Additional Objections Reserved	
606	Dust emission test results	DYS391280-DYS391284	Relevance, Foundation, Authentication, Incomplete Document	
608	Report of a study to determine what a television commercial for Dyson vacuum cleaners communicates to consumers (dated 1/2007)	ASIMONSON 00001- ASIMONSON00031	Hearsay	
609	<i>The Hover Company vs. Bissell Homecare, Inc., U.S.D.C. for the Northern District of Illinois Eastern Division, Local Rule 3.2 Disclosure of Plaintiff the Hoover Company</i> (dated 8/30/2006)		Relevance	
610	Job Posting, Director Finance, Global Transfer Pricing Whirlpool (Kalamazoo, Michigan) <a href="http://www.flipdog.com/job/direct-or-finance-global-transfer-pricing/50001548/">http://www.flipdog.com/job/direct-or-finance-global-transfer-pricing/50001548/</a> and Director, Transfer Pricing – A126I <a href="http://fetchster.com/redir.php?hash=da771320f9bea6b2c595397b586a89e0&amp;q">http://fetchster.com/redir.php?hash=da771320f9bea6b2c595397b586a89e0&amp;q</a>		Relevance	
611	Macro/Consumer-Trends (dated 10/8/2003)		Insufficient identification to allow for a specific objection to this exhibit	
613	March 15, 2006 Letter from Lisa Parker and attached organization chart		Insufficient identification to allow for a specific objection to this exhibit	
614	Hoover Fusion Cyclonic Filtration System (dated 5/11/2004)	MAY023881-MAY023904	Relevance	
615	E-mail Re: Litter Removal (dated 2/7/2005)	MAY011258-MAY011259	Relevance	
616	Test Report A06-05-001 (dated 5/22/2006 – 5/25/2006)	CCI016301 - CCI016329	Cumulative	
617	Dyson DC07 – emissions that are cleaner than air (dated 9/18/2006)	DYS329325	Relevance, Foundation, Authentication	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
618	Hoover product Lab Requisition (dated 11/23/2005)	MAY005152-MAY005154	Relevance, Foundation	
619	Percentage of dust emitted from Dyson and competitor machines	DYS310785-DYS310786	Relevance, Foundation, Authentication	
620	Dust emissions test (dated 7/26/2005)	DYS372266-DYS372270	Relevance, Foundation, Authentication, Incomplete Document	
621	Board of Directors Presentation (dated 8/2004)	MAY040498-MAY040520	Relevance	
622	IBR Project: 7726 (dated 5/25/2005)	MAY001096-MAY001098	Relevance	
623	IBR JN: 7824 (dated 7/7/2005)	MAY012339-MAY012346	Authentication, Relevance, Hearsay, Foundation, Completeness	
624	Dyson DC14 Upright Reference Cleaner Summary (dated 6/26/2006)	BAL001271-BAL001278	Completeness	
628	Relevance of IEC standards (dated 10/28/2004)	MAY008745-MAY008747	Authentication, Relevance, Hearsay, Foundation	
629	IEC SC59F WG3 Meeting Minutes Frankfurt, Germany 26 April 2005	MAY012266-MAY012273	Authentication, Relevance, Hearsay, Foundation, Completeness	
630	Hoover Turnaround PMO Brand/Marketing Team Meeting (dated 7/24/2006)	TBWA011183-TBWA011196	Relevance	
633	Dyson advertisements cited by Maytag in Maytag's supplemental interrogatory responses	MAY000351; MAY001914; MAY020545; TEN000506; MAY000344; MAY001918; MAY001793; MAY001919; MAY001958; MAY000335; MAY000336; MAY140970; MAY000346; MAY140991; MAY140987; MAY000352; MAY140979; BBH_00001105; MAY140959; MAY001836; MAY000337; MAY000354; MAY140984; MAY001957; MAY001926; MAY001923; MAY001825; MAY102800	Additional Objections Reserved	
635	Management Discussion and Analysis Documents 2000-2004	MAY142753-MAY142808; MAY073218-MAY073225	Authentication Foundation	
636	Dyson Television Commercial	DYS011186; DYS075626	Inaccurate description/Bates Number, Relevance	
637	Dyson Television Commercial	DYS011181	Inaccurate description/Bates Number, Relevance	
638	Dyson Television Commercial	DYS011185; DYS075609	Inaccurate description/Bates Number, Relevance	
639	Dyson Television Commercial	DYS015154	Relevance	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections*	Plaintiffs' Response†
640	Dyson Television Commercial	DYS011184; DYS075601	Inaccurate description/Bates Number, Relevance	
641	Dyson Advertising Materials	DYS010780-DYS010781; DYS010515; DYS010661-DYS010673; DYS010695-DYS010698; DYS010517-DYS010541; DYS010551-DYS010553; DYS012716	Relevance	
642	Dyson Print Advertisements	DYS008621; DYS008624; DYS008612; DYS317348; DYS317349; DYS317376; DYS008627; DYS008611; DYS008623; F_100759.0019; DYS317923; DYS317925; DYS317917; DYS317926; F_100759.0042; DYS317927; F_100759.0017; DYS330953; DYS330954; DYS317922; DYS317918; F_100759.0040; DYS009876 -DYS009881	Incorrect Bates Number, Relevance	
643	Dyson Television Commercial	ASIMONSON00869-ASIMONSON00871	Relevance	
645	Consumer Feedback	CRT051723-CRT051724; CRT053065; CRT0121122-CRT0121126; CRT0153300-CRT0153302; CRT0211615-CRT0211616; CRT0211620-CRT0211624; CRT0211644-CRT0211650; CRT0211692-CRT0211693; CRT0211745-CRT0211747	Incorrect Bates Number, Completeness, Relevance, Hearsay, Foundation, Authentication, Cumulative	
646	E-mail Re: Price Changes	WM2006-11772C000236-WM2006-11772C000237	Completeness	
647	Hoover Fusion/Floormate Wal-Mart Co-Marketing Print Recommendation (Creative Concepts and Media Plan)	WM2006-11772C000156-WM2006-11772C000172	Relevance	
648	Notes from meeting with Hoover management (dated 5/27/2004)	MAY101484-101486; MAY020367-020368	Completeness Authentication Foundation Hearsay	
649	Longbow Research It's Showtime for Hoover (dated 10/15/2004)	MAY101411-MAY101412	Authentication Foundation Hearsay	
650	E-mail Re: Analyst Report	MAY021682-MAY021685	Relevance, Hearsay, Authentication, Foundation	
651	Longbow Report Notes From Hoover Management Meeting & February Retail Survey Results (dated 3/5/2004)	MAY073203-MAY073205	Authentication	
652	Floormate	Maytag Native 06.000044-Maytag Native 06.000055	Incorrect Bates Number	
653	Claims, Advertising, Trademarks	Maytag Native06.000692-Maytag Native 06.000745	Incorrect Bates Number	
654	Branding Background	TBWA003512-TBWA003530	Relevance	

**Dyson v. Maytag**  
**05cv434**

**PLAINTIFF / COUNTERCLAIM DEFENDANT DYSON'S  
EXHIBIT LIST WITH MAYTAG OBJECTIONS**

Exhibit No. (PX)	Description	Bates Nos.	Defendant's Objections <sup>*</sup>	Plaintiffs' Response <sup>†</sup>
655	IEC 60312 Loaded Dust Receptacle Test	MAY110095-MAY110098	Authentication Foundation Relevance	
656	Loaded Dust Receptacle Test	MAY121784-MAY121787	Authentication Foundation Relevance	
657	Consumer Reviews Cordless Upright, May 2004	MAY071600-618	No objection, joint exhibit	
658	Declaration Persuant [sic] To Federal Rule of Evidence 902[11] of Richard T. John Esq. with attachments (2-27-2007)	DYS520335-336, DYS520337; DYS520338-372, DYS520372-398, DYS520452-478, DYS520479-558	Relevance, Hearsay, Foundation, Authentication, Completeness	
659	Demonstrative Exhibits		Hoover reserves the right to object to any of Dyson's demonstratives	

**Dyson v. Maytag  
05cv434**

**DYSON NON-BINDING LIST OF POTENTIAL DEMONSTRATIVES**

The parties agreed that demonstrative exhibits would be exchanged at a date following the deadline for the joint pretrial order. Below is a list of general categories of demonstratives, samples, demonstrations, depictions, videos, images, animations, experiments or summaries (collectively “Demonstratives”) that Dyson Technology Limited and Dyson Inc. (collectively “Dyson”) may author and offer in defense of the Maytag counterclaims.

Dyson presents this list as a voluntary disclosure and to reciprocate the similar list provided by Maytag. This list is not required by the Court’s rules or by any agreement among the parties and should not be construed in any way as a limitation on Dyson’s right to present demonstratives during trial. The parties have agreed to exchange specific Demonstratives via e-mail or hand delivery no later than 8 P.M. on the day two days prior to the use of the Demonstrative at trial. All objections demonstratives or categories of demonstratives have been reserved.

1. Demonstratives related to the advertising and unfair competition issues in this litigation;
2. Demonstratives in rebuttal or response to any evidence or Demonstratives presented during Maytag’s case-in-chief on its counterclaims;
3. Demonstratives related to statements by employees and officers of Maytag, Hoover and/or other vacuum cleaner companies.
4. Demonstratives related to Maytag’s lack of standing in this litigation;
5. Demonstratives related to the identities, relationships between, and corporate histories of Maytag, The Hoover Company (“Hoover”), Techtronic Industries, Co., Ltd and all affiliated entities;
6. Demonstratives related to Dyson’s advertising and marketing;
7. Demonstratives related to Maytag’s, Hoover’s and/or other companies’ vacuum advertising and marketing;
8. Demonstratives related to support for Dyson’s advertising claims;
9. Demonstratives related to support for Maytag’s, Hoover’s and/or other companies’ vacuum advertising claims;
10. Demonstratives related to consumer reactions to performance, price and/or advertising of Dyson vacuum cleaners;
11. Demonstratives related to consumer reactions to performance, price and/or advertising of Maytag’s, Hoover’s or other companies’ vacuum cleaners;
12. Demonstratives related to vacuum cleaners or component parts and demonstrations how such vacuum cleaners or parts work or are used;
13. Demonstratives related to the performance, characteristics, construction and design of

**Dyson v. Maytag  
05cv434**

**DYSON NON-BINDING LIST OF POTENTIAL DEMONSTRATIVES**

Dyson vacuum cleaners;

14. Demonstratives related to the performance, characteristics, construction and design of Maytag's, Hoover's or other companies' vacuum cleaners;
15. Demonstratives related to vacuum cleaner performance;
16. Demonstratives related to tests of vacuum cleaner performance, whether conducted for this litigation or otherwise;
17. Demonstratives related to protocols, standards and methodologies for tests of vacuum cleaner performance, including but not limited to those of ASTM International ("ASTM") and the International Electrotechnical Commission ("IEC");
18. Demonstratives related to the construction and characteristics of equipment, carpets and other surfaces, floor coverings, dust, and other materials used to test vacuum cleaner performance, whether conducted for this litigation or otherwise (collectively "Testing Materials");
19. Demonstratives related to the construction and characteristics of Testing Materials used pursuant to ASTM and IEC standards;
20. Demonstratives related to floor surfaces found in American homes;
21. Demonstratives related to other cleaning surfaces, including stairs and vertical surfaces found in American homes;
22. Demonstratives related to the use of vacuum cleaners in the American homes;
23. Demonstratives related to carpets, floor surfaces, or other cleaning surfaces in American homes;
24. Demonstratives related to dirt, dust, hair and other debris in American homes;
25. Demonstratives related to air in American homes;
26. Demonstratives related to allergies;
27. Demonstratives related to consumer purchasing decisions for vacuum cleaners;
28. Demonstratives related to Dyson customer satisfaction and ratings;
29. Demonstratives related to Maytag's, Hoover's, or other vacuum cleaner companies' customer satisfaction and ratings;
30. Demonstratives related to vacuum cleaner owner's manuals or other use instructions;
31. Demonstratives supporting Dyson's experts' opinions and/or tending to negate Maytag's

**Dyson v. Maytag  
05cv434**

**DYSON NON-BINDING LIST OF POTENTIAL DEMONSTRATIVES**

- experts' opinions;
32. Demonstratives related to any opinions of Dyson's experts or to any charts or materials contained or referenced in Dyson's expert witness reports;
  33. Demonstratives related to the market for floor-cleaning products, including any and all market segments;
  34. Demonstratives related to the market for floor coverings, including carpets, hardwood floors, tiles and any other market segments;
  35. Demonstratives related to history, trends and changes in the floor-cleaning and vacuum cleaner industries;
  36. Demonstratives related to the history of vacuum cleaner products;
  37. Demonstratives related to the invention of the Dyson vacuum;
  38. Demonstratives related to the history of Dyson;
  39. Demonstratives related to the history of Dyson products;
  40. Demonstratives related to the Dyson offices and facilities, including but not limited to facilities for design, manufacture and testing of Dyson products;
  41. Demonstratives related to the history of Maytag;
  42. Demonstratives related to the history of Maytag products;
  43. Demonstratives related to the conduct of Maytag and its counsel related to this litigation including Maytag's delay in asserting false advertising claims against Dyson;
  44. Demonstratives related to Maytag's damages;
  45. Demonstratives related to Maytag's, Hoover's or other vacuum cleaner companies' revenues and expenses;
  46. Demonstratives related to Maytag's, Hoovers' or other vacuum cleaner companies' cost structure;
  47. Demonstratives related to Dyson's revenues and expenses;
  48. Demonstratives related to Dyson's performance in the marketplace; and
  49. Demonstratives related to Maytag's and Hoover's performance in the marketplace.

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX1	8/8/05 BBH Presentation to Dyson C. Wollen Dep. Exhibit 1	BBH_00006890, BBH_00006977	402 403 802 901
DX2	Insights & Implications from Dyson Tracking Study C. Wollen Dep. Exhibit 2	BBH_00001331, BBH_00001438	403 802 901
DX3	Segmentation Study C. Wollen Dep. Exhibit 3	BBH_00004747, BBH_00004749	403 802 901
DX4	E-mail re: important notice on Dyson C. Wollen Dep. Exhibit 4	BBH_00009238, BBH_00009240	106 802 901
DX5	11/21/05 Incepta Marketing Report on qualitative research to Dyson & BBH C. Wollen Dep. Exhibit 5	BBH_00003700, BBH_00003727	403 802 901
DX6	E-mail re: BBH POV on Dyson TV C. Wollen Dep. Exhibit 6	BBH_00007259, BBH_00007259	402 403 802
DX7	Partizan Dyson Full Circle Reverse of Fortune Treatment C. Wollen Dep. Exhibit 7	BBH_00014610, BBH_00014613	402 403 802 901
DX8	2/20/06 Dyson "Vacuum Manufacturer Say Dust Stops" commercial slides C. Wollen Dep. Exhibit 8	N/A	802 901

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX9	11/30/05 E-mail re: network responses to scripts C. Wollen Dep. Exhibit 9	BBH_00007608, BBH_00001673	106 802 901
DX10	11/17/05 E-mail re: data requirements C. Wollen Dep. Exhibit 10	BBH_00007137, BBH 00007140	106 901
DX11	1/31/05 BBH "What If" presentation to Dyson C. Wollen Dep. Exhibit 11	BBH_00005070, BBH_00005112	402 403 802 901
DX12	March–June 2006 continuous tracking BBH's first campaign for Dyson by Hall & Partners C. Wollen Dep. Exhibit 12	HALL 000001-HALL 000098	402 403 802 901
DX14	10/11/05 Hoover v. Dyson "In the Mood for War" C. Wollen Dep. Exhibit 14	BBH_00015433, BBH_00015440	402 403 802 901
DX15	10/11/05 BBH Hoover War Games Notes C. Wollen Dep. Exhibit 15	BBH 00015526, BBH_00015543	402 403 802 901
DX16	Wollen action plan overview C. Wollen Dep. Exhibit 16	BBH_00002354, BBH_00002356	802 901
DX17	8/01/05 E-mail re: competitor team J. Widdowson Dep Exhibit 1	DYS 30602, DYS 30603	402 403

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX18	DC07 All Floors product information J. Widdowson Dep Exhibit 2A	N/A	106 802 901
DX19	DC 14 Animal product information J. Widdowson Dep Exhibit 2B	N/A	802 901
DX20	DC 15 Ball product information J. Widdowson Dep Exhibit 2C	N/A	802 901
DX21	DC 07 product information J. Widdowson Dep Exhibit 3	N/A	901 1003
DX23	DC07 root cyclone technology product information: J. Widdowson Dep Exhibit 5	N/A	802 901
DX24	3/11/05 E-mail re: DC15 copy matrix J. Widdowson Dep Exhibit 6	DYS 31563–DYS 31568	402
DX28	5/27/05 E-mail re: Hoover v. Dyson data sheet J. Widdowson Dep Exhibit 10	DYS 032267–DYS 032269	802
DX29	7/27/05 N74 pick up substantiation J. Widdowson Dep Exhibit 11	DYS 039002–DYS 039010	402 403
DX33	12/09/02 E-mail re: top 5 U.S. carpets I Widdowson Dep Exhibit 15	N/A	802 901
DX34	Handwritten drawing I Widdowson Dep Exhibit 16	N/A	106 402
DX35	7/16/05 E-mail re: test results I Widdowson Dep Exhibit 17	DYS 030483–DYS 029999.3190	106 403 802 901 1003

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX36	DMT Dust Loading Performance Summary I Widdowson Dep Exhibit 18	DYS 005978–DYS 005982	402 403 802
DX37	7/04/05 E-mail re: Hoover dust loading I Widdowson Dep Exhibit 19	DYS 032416	106 802
DX39	2/07/05 E-mail re: DC17 air watts I Widdowson Dep Exhibit 21	DYS 328394	402 403 802
DX40	U.S.A. Bristle Wear Final Report I Widdowson Dep Exhibit 22	N/A	402 403
DX41	Dyson Group Structure M. Tryan Dep. Exhibit 1	DYS 358942	402
DX43	U.S.A. Results M. Tryan Dep. Exhibit 3	DYS 357898–DYS, 357942	802
DX45	1/14/05 E-mail re: Dyson-APA M. Tryan Dep. Exhibit 5	DYS 036037–DYS, 036052	802
DX46	Dyson Group Structure J. Shipsey Dep. Exhibit 1	DYS 358942	402
DX47	Dyson Ltd. Directors Report & Financial Statement for 2005 J. Shipsey Dep. Exhibit 2	N/A	402
DX48	Dyson Technology Ltd. Directors Report & Financial Statement for 2005 J. Shipsey Dep. Exhibit 3	N/A	402

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX49	Dyson Exchange Ltd. Directors Report & Financial Statement for 2005 J. Shipsey Dep. Exhibit 4	N/A	402 802
DX50	Dyson International Ltd. Directors Report & Financial Statement for 2005 J. Shipsey Dep. Exhibit 5	N/A	402 802
DX51	Dyson Estates Ltd. Directors Report & Financial Statement for 2005 J. Shipsey Dep. Exhibit 6	N/A	402 802
DX52			
DX53	Dyson James Ltd. Directors Report & Financial Statement for 2005 J. Shipsey Dep. Exhibit 8	N/A	402 802
DX55	Hyperion International Template J. Shipsey Dep. Exhibit 10	DYS 515118–DYS 515145	402 403
DX56	Hyperion International Template J. Shipsey Dep. Exhibit 11	DYS 516057–DYS 516085	402 403
DX57	7/17/06 Board Agenda J. Shipsey Dep. Exhibit 12	DYS 360220–DYS 360225	402 403
DX58	Dyson Direct Inc. Returns Policy A. Samways Dep. Exhibit 1	N/A	901
DX59	6/10/05 E-mail re: Hot Sheet A. Samways Dep. Exhibit 2	DYS 034020–DYS 034021	402
DX60	06/16/05 E-mail re: Sonwil audit analysis A. Samways Dep. Exhibit 3	DYS 042979–DYS 042986	802

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX61	A. Samways Dep. Exhibit 4	DYS 008631-DYS 008685	402 403 802
DX62	A. Samways Dep. Exhibit 5	DYS 008635/DYSON 004226	402 403 802
DX63	Dyson Helpline Data A. Samways Dep. Exhibit 6	DYS 018076–DYS 018275	802
DX64	DC07 Testing Information A. Samways Dep. Exhibit 7	DYS 316298	402 403
DX65	DC07 Performance on Carpets A. Samways Dep. Exhibit 8	DYS 008551	402 403 1003
DX66	Dyson online help page A. Samways Dep. Exhibit 9	N/A	402 403 901
DX69	Jan. 2004 Hoover Sales Report S. Pollack Dep. Exhibit 15	MAY 139073–MAY 139092	Bates numbers and descriptions do not match – Dyson reserves the right to object until such time as this exhibit may be viewed.

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX70	Jan. 2004 Maytag Category Summary S. Pollack Dep. Exhibit 16	MAY139093 – MAY139116	Bates numbers and descriptions do not match – Dyson reserves the right to object until such time as this exhibit may be viewed.
DX71	Maytag Category Summary S. Pollack Dep. Exhibit 17	MAY 139117–MAY 139176	Bates numbers and descriptions do not match – Dyson reserves the right to object until such time as this exhibit may be viewed.
DX72	ABP 2005 SBU S. Pollack Dep. Exhibit 18	MAY 139177–MAY 139230	Bates numbers and descriptions do not match – Dyson reserves the right to object until such time as this exhibit may be viewed.
DX73	4/26/04 E-mail re: Orion board approval documentation S. Pollack Dep. Exhibit 19	MAY025214 – MAY025243	Bates numbers and descriptions do not match – Dyson reserves the right to object until such time as this exhibit may be viewed.

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX74	Jan. 2003 Hoover Sales S. Pollack Dep. Exhibit 20	MAY 070856–MAY 070857	Bates numbers and descriptions do not match – Dyson reserves the right to object until such time as this exhibit may be viewed.
DX75	DC14 U.S. Test Chart C. Perrin Dep. Exhibit 1	DYS 393368, DYS 034438, DYS 034440–DYS 034443	402 403 901 1003
DX76	12/09/02 E-mail re: top 5 U.S. carpets C. Perrin Dep. Exhibit 2	N/A	802 901
DX77	4/06/05 E-mail re: U.S. Matrix C. Perrin Dep. Exhibit 3	DYS 035387–DYS 035389	402 802 1003
DX78	7/01/04 E-mail re: baglifter changes C. Perrin Dep. Exhibit 4	DYS 042175	403 802 1003
DX79	12/17/04 E-mail re: consumer reports C. Perrin Dep. Exhibit 5	DYS 033493–DYS 033494	402 403 802
DX81	12/12/02 E-mail re: DMT meeting C. Perrin Dep. Exhibit 7	DYS 005937	802
DX82	05/19/05 E-mail re: Hoover windtunnel pick up test C. Perrin Dep. Exhibit 8	DYS 030346–DYS 030347	106 802 901 1003

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX83	7/04/05 E-mail re: Hoover legal test progress C. Perrin Dep. Exhibit 9	N/A	901
DX85	05/09/03 E-mail re: cross team product performance meeting C. Perrin Dep. Exhibit 11	DYS 005977	403
DX86	9/14/04 E-mail re: consumer union C. Perrin Dep. Exhibit 12	DYS 033121	106 402 403 901
DX87	DMT Dust Loading Performance Summary C. Perrin Dep. Exhibit 13	DYS 005978–DYS 005982	402 403
DX89	U.S.A. Bristle Wear Final Report C. Perrin Dep. Exhibit 15	N/A	402 403
DX90	Hoover NAD Report C. Perrin Dep. Exhibit 16	DYS 030410–DYS 030414	402 403
DX91	8/15/05 E-mail re: U.S. copy roadmap M. Pekin Dep. Exhibit 1	DYS 039926–DYS 039928	402 403
DX92	11/03/04 E-mail re: consumer reports M. Pekin Dep. Exhibit 6	DYS 034482–DYS 034483	402 403 1003
DX93	5/25/04 E-mail re: brush bar M. Pekin Dep. Exhibit 7	DYS 043291– DYS 043295	402 403
DX94	DVD: "Dyson Cyclone The Ball" C. Mullin Dep. Exhibit 1	N/A	106 402 403 901

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX95	DVD: 9/18/06 "Dyson Dust On Lens" C. Mullin Dep. Exhibit 2	N/A	402 403 901
DX96	Dyson commercial clips C. Mullin Dep. Exhibit 3	N/A	402 403 802 901
DX98	6/21/04 Communications Strategy Brief C. Mullin Dep. Exhibit 5	DYS 305288- DYS 305233	802
DX99	1/20/05 E-mail re: key insights C. Mullin Dep. Exhibit 6		402 403 802
DX101	3/1/03 E-mail re: proposed cyclone improvements C. Mullin Dep. Exhibit 8	DYS 358476- DYS 358477	106 901
DX102	1/10/03 E-mail re: DC07 cyclone reliability improvement C. Mullin Dep. Exhibit 9	DYS 358475	402 403
DX103	Dyson suction ad C. Mullin Dep. Exhibit 10		402 403 901
DX104	3/12/03 E-mail re: proposed cyclone improvements C. Mullin Dep. Exhibit 11	DYS 358476- DYS 358477	402 403
DX105	5/04/04 E-mail re: beater brush inquiry C. Mullin Dep. Exhibit 12		402 403 802

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX106	5/04/04 E-mail re: beater brush inquiry C. Mullin Dep. Exhibit 13		402 403 901
DX107	4/19/05 E-mail re: response and Q&A document C. Mullin Dep. Exhibit 14		402 403
DX108	11110105 E-mail re: field visit C. Mullin Dep. Exhibit 15	DYS 316243	402 403 802
DX109	9/29/05 Hoover Windtunnel and Fusion advertising letter C. Mullin Dep. Exhibit 16		402 403
DX110	7/27/05 N74 Pick Up Spec Substantiation C. Mullin Dep. Exhibit 17	DYS 039002- DYS 039010	402 403
DX128	9/06/02 Blair Worldwide Draft D. Miller Dep. Exhibit 16	MAY 016744, MAY 016758	402 403 802 901
DX137	IEC 60312:1998 Dust Removal Test Results D. Miller 30[b][6] Dep. Exhibit 9	DYS 332854-DYS 332857	802 901
DX141	Martin McCourt Background Information M. McCourt Dep. Exhibit 1	N/A	901
DX143	Dyson Limited Directors Report Dec. 2004 M. McCourt Dep. Exhibit 3	N/A	402 403 802

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX144	1/21/05 E-mail re: balance sheet M. McCourt Dep. Exhibit 4	DYS 030556-DYS 030558	402 403 802
DX145	P&L Summary M. McCourt Dep. Exhibit 5	DYS 327650-DYS 327693	802
DX147	Dyson Sales Information M. McCourt Dep. Exhibit 7	DYS 301545-DYS 301567	802
DX148	11/22/04 E-mail re: Dyson share increase M. McCourt Dep. Exhibit 8	DYS 033468-DYS 033474	802
DX149	Dyson Graphics Team Market Update M. McCourt Dep. Exhibit 9	DYS 041480-DYS 041485	802
DX150	Hoover decline retailer information M. McCourt Dep. Exhibit 10	DYS 301502-DYS 301525	802
DX151	U.S. Weekly Exec. Summary M. McCourt Dep. Exhibit 11	DYS 042414-DYS 042416	802
DX152	Chief Exec. Officer Summary Dec. 2004 M. McCourt Dep. Exhibit 12	DYS 044058-DYS 044059	402 403
DX153	6/09/05 E-mail re: competitor meeting M. McCourt Dep. Exhibit 13	DYS 043699-DYS 043705	802
DX154	06/15/05M E-mail re: competitor meeting McCourt Dep. Exhibit 14	DYS 043706-DYS 043707	802
DX155	06/08/05 E-mail re: Hoover Fusion details M. McCourt Dep. Exhibit 15	DYS 044849-DYS 044850	802
DX156	6/14/05 E-mail re: UK Exec. Summary M. McCourt Dep. Exhibit 16	DYS 044147	402

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX157	5/18/05 E-mail re : Dyson share increase M. McCourt Dep. Exhibit 17		402, 403, Additional Objections Reserved
DX158	7/28/05 E-mail re: June share data M. McCourt Dep. Exhibit 18	DYS 315811	802
DX159	7/04/05 E-mail re: Peak Air data & pick up M. McCourt Dep. Exhibit 19	DYS 035561-DYS 035577	802
DX161	9/30/04 E-mail re: competitor claims list M. McCourt Dep. Exhibit 21	DYS 035180-DYS 035186	402 403
DX162	9/14/04 E-mail re: consumer's union M. McCourt Dep. Exhibit 22	DYS 033121-DYS 033123	402 403 802
DX164	7/08/05 E-mail re: Hoover NAD complaint M. McCourt Dep. Exhibit 24	DYS 038981-DYS 038985	402 403
DX165	11/10/03 E-mail re: Hoover v. Dyson M. McCourt Dep. Exhibit 25	DYS 036001-DYS 036004	403
DX166	Dyson commercial slides M. McCourt Dep. Exhibit 26	N/A	901
DX167	Dyson commercial slides M. McCourt Dep. Exhibit 27	N/A	901
DX168	Dyson commercial slides M. McCourt Dep. Exhibit 28	N/A	901
DX169	4/6/06 Windtunnel Fusion advertising letter M. McCourt Dep. Exhibit 29	N/A	402 403 702 703 802

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX170	3/31/05 E-mail re: meeting M. McCourt Dep. Exhibit 30	DYS 030661-DYS 030663	402 403 802
DX171	Best Buy Ad M. McCourt Dep. Exhibit 31	N/A	901
DX172	4/30/93 Dyson suction article M. McCourt Dep. Exhibit 32	N/A	802 403
DX173	5/27/05 E-mail re: reminder of Hoover statement M. McCourt Dep. Exhibit 33	DYS 033912-DYS 033914	802
DX174	7/04/05 E-mail re: McCourt approval M. McCourt Dep. Exhibit 34	DYS 034960-DYS 034962	402 802
DX175	7/27/05 E-mail re: Hoover Fusion fact sheet M. McCourt Dep. Exhibit 35	DYS 035087-DYS 035089	402 802
DX176	2/14/05 E-mail re: Hoover SWOT issue M. McCourt Dep. Exhibit 36	DYS 039281-DYS 039284	402 403 802
DX177	6/12/05 E-mail re: Hoover Fusion M. McCourt Dep. Exhibit 37	DYS 005763-DYS 005766	402
DX178	8/26/05 E-mail re: Bissell v. Hoover v. Dyson M. McCourt Dep. Exhibit 38	DYS 035138	802
DX179	2/25/04 E-mail re: U.S. DC14 claims M. McCourt Dep. Exhibit 39	DYS 035841-DYS 035845	802
DX180	1/08/03 E-mail re: consumer report Q&A M. McCourt Dep. Exhibit 40	DYS 035972-DYS 035976	402 403
DX181	Jan. 2003 USA Report M. McCourt Dep. Exhibit 41	DYS 359964	802

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX182	March 2003 International Board Report M. McCourt Dep. Exhibit 42	DYS 359965-DYS 359966	802
DX183	April 2003 International Board Report M. McCourt Dep. Exhibit 43	DYS 359967-DYS 359968	802
DX184	3/17/03 E-mail re: Sears suction claim M. McCourt Dep. Exhibit 44	DYS 358473-DYS 359474	402 403 802
DX185	May 2003 International Board Report M. McCourt Dep. Exhibit 45	DYS 359969-DYS 359970	802
DX186	USA Report M. McCourt Dep. Exhibit 46	DYS 360041-DYS 360044	802
DX187	1/10/03 DC07 Cyclone reliability improvement M. McCourt Dep. Exhibit 47	DYS 358475	402 403
DX188	9/10/02 DC07 USA & UK outer bin modification M. McCourt Dep. Exhibit 48	DYS 358478-DYS 358479	402 403
DX189	3/12/03 E-mail re: DC07 proposed cyclone improvements M. McCourt Dep. Exhibit 49	DYS 358476-DYS 358477	402 403
DX190	Dyson commercial slides J. Dyson Dep Exhibit 21A	N/A	802 901 1003
DX191	Dyson commercial slides J. Dyson Dep Exhibit 21B	N/A	802 901 1003

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX192	Dyson commercial slides J. Dyson Dep Exhibit 21C	N/A	802 901 1003
DX193	Dyson commercial slides J. Dyson Dep Exhibit 21D	N/A	802 901 1003
DX194	Dyson commercial slides J. Dyson Dep Exhibit 21E	N/A	802 901 1003
DX195	Dyson commercial slides J. Dyson Dep Exhibit 21F	N/A	802 901 1003
DX196	Dyson commercial slides J. Dyson Dep Exhibit 21G	N/A	802 901 1003
DX197	Dyson commercial slides J. Dyson Dep Exhibit 21H	N/A	802 901 1003
DX198	Dyson commercial slides J. Dyson Dep Exhibit 21I	N/A	802 901 1003
DX200	Dyson DC07 ads J. Dyson Dep Exhibit 23	N/A	901 1003
DX201	Hall & Partners insights and implications from Dyson tracking study J. Dyson Dep Exhibit 24	N/A	802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX203	Dyson online help page J. Dyson Dep Exhibit 26	DYS 012769-DYS 012785	901 1003
DX207	Dyson Limited Directors Report & Financial Statements Dec. 2003 I Dyson Dep Exhibit 30	N/A	402 403 802
DX208	Intertek Upright vacuum air performance test 3023165-002 I Dyson Dep Exhibit 31	N/A	802 901
DX209	Dyson suction ad I Dyson Dep Exhibit 32	N/A	901 1003
DX215	Dyson suction ad I Dyson Dep Exhibit 38	N/A	106 901 1003
DX217	U.S. Upright dirt removal graph I Dyson Dep Exhibit 40	DYS 030433	106
DX219	Dyson Story Ad J. Dyson Dep Exhibit 42	N/A	106 901 1003
DX226	5/4/04 E-mail re: beater brush inquiry J. Dyson Dep Exhibit 49	DYS 034225–DYS 034228	802
DX227	3/30/05 E-mail re: project not on MGPD D. Hummel Dep. Exhibit 1	N/A	403
DX229	Performance requirement CTQ's D. Hummel Dep. Exhibit 3	N/A	403
DX230	Reliability Test Plan D. Hummel Dep. Exhibit 4	N/A	403

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX232	Cleaner performance data sheet D. Hummel Dep. Exhibit 6	MAY 008236-MAY 008239	403
DX236	Compliance Consulting Inc's Hoover Cleaning Effectiveness Testing D. Hummel Dep. Exhibit 10	MAY 016091-MAY 016160	403
DX238	Handwritten Notes E.J. Heatley Dep. Exhibit 1	DYS 512739-DYS 512774	402 403 802
DX239	Handwritten Notes E.J. Heatley Dep. Exhibit 2	DYS 512775-DYS 512821	402 403 802
DX240	7/01/04 E-mail re: ITS compets v. X067 E.J. Heatley Dep. Exhibit 3	DYS 034320-DYS 034322	403 802
DX241	Suction power graph E.J. Heatley Dep. Exhibit 4	DYS 033105	106 403 901
DX242	6/21/04 E-mail re: ITS compets v. X067 E.J. Heatley Dep. Exhibit 5	DYS 033099-DYS 033104	403 802 901
DX243	9/14/04 E-mail re: consumers union E.J. Heatley Dep. Exhibit 6	DYS 033121-DYS 033123	403
DX244	12/07/04 E-mail re: consumer reports E.J. Heatley Dep. Exhibit 7	DYS 033493 -DYS033494	402 403 802
DX245	9/29/04 E-mail re: technical home trials E.J. Heatley Dep. Exhibit 8	DYS 033153	403

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX246	10/19/04 E-mail re: CR data E.J. Heatley Dep. Exhibit 9	DYS 033196-DYS 033197	403
DX247	10/15/04 E-mail re: tech results E.J. Heatley Dep. Exhibit 10	DYS 034439-DYS 034443	403 802 901
DX248	10/25/04 E-mail re: tech home results E.J. Heatley Dep. Exhibit 11	DYS 033214-DYS 033222	403 802 901
DX249	3/25/04 E-mail re: real world data E.J. Heatley Dep. Exhibit 12	DYS 501750	403 802
DX250	5/27/05 E-mail re: Hoover v. Dyson data sheet E.J. Heatley Dep. Exhibit 13	DYS 032267-DYS 032269	802
DX251	5/04/04 E-mail re: beater brush inquiry E.J. Heatley Dep. Exhibit 14	DYS 034225-DYS 034228	802
DX252	5/04/04 E-mail re: beater brush inquiry E.J. Heatley Dep. Exhibit 15	DYS 034229-DYS 034231	802
DX253	8/05/04 E-mail re: pick up bar chart E.J. Heatley Dep. Exhibit 16	DYS 034400-DYS 034404	802
DX254	7/12/05 E-mail re: overall pick up E.J. Heatley Dep. Exhibit 17	DYS 030432-DYS 030450	802
DX255	5/24/05 E-mail re: floor covering stats E.J. Heatley Dep. Exhibit 18	DYS 033908-DYS 033911	901

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX256	8/04/04 Hall & Partner Insights Presentation K. Lundgren Dep. Exhibit [Hall 1]	HALL 000107-HALL 000176	106 402 403 802 901 1003
DX257	Hall & Partners Jan. 2005 Dyson Tracking Study K. Lundgren Dep. Exhibit [Hall 2]	N/A	106 402 403 802 901 1003
DX258	K Hall & Partners July 2005 Dyson Tracking Study Lundgren Dep. Exhibit [Hall 3]	HALL 000177-HALL 000284	106 402 403 802 901 1003
DX259	Hall & Partners Jan. 2006 Dyson Tracking Study K. Lundgren Dep. Exhibit [Hall 4]	HALL 000285-HALL 000358	106 402 403 802 901 1003

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX260	Hall & Partners June 2006 Dyson Tracking Study K. Lundgren Dep. Exhibit [Hall 5]	HALL 000001-HALL 000098	106 402 403 802 901 1003
DX285	IEC/SC 59F WG3 Meeting Attendee Delegate List S. Goldsmith Dep. Exhibit 11	IBR00237-IBR00244	802
DX302	Presentation: Insights and Implications After Launching the Outdoor in San Francisco and New York prepared for Dyson September 20, 2004 (C. Errington Dep. Exhibit 2)	DYS006698/006778	106 402 403 802 901 1003
DX303	Presentation: Insights and Implications from Dyson Tracking Study–Wave 3 prepared for Dyson January 2005 (C. Errington Dep. Exhibit 3)	DYS006854/006949	106 402 403 802 901 1003
DX304	Presentation: Insights and Implications from Dyson Tracking Study–Wave 4 prepared for Dyson July 2005 (C. Errington Dep. Exhibit 4)	HALL000177/000284	106 402 403 802 901 1003

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
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<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX305	Presentation: Insights and Implications from Dyson Tracking Study–Wave 5 prepared for Dyson January 2006 (C. Errington Dep. Exhibit 5)	HALL000285/000358	106 402 403 802 901 1003
DX306	Dyson Helpline 2005 Data (2) (C. Errington Dep. Exhibit 6)	DYS019676/019719	106 802 901 1003
DX321	Doyle Research Associates, Inc. Summary Report: First Impressions Consumers Review Cordless Upright/Robotic Vacuum Concepts prepared for Hoover Company, May 2004 (R. Boyer Dep. Exhibit 60)	MAY071600/071618	802
DX337	Standard Test Method for Evaluation of Carpet Embedded Dirt Removal Effectiveness of Household/Commercial Vacuum Cleaner Testing (J. Balough Dep. Exhibit 9)	May005846/005859	802, Additional Objections Reserved
DX347	ASTM F11.23–Filtration Subcommittee April 19, 2003, Kansas, City (J. Balough Dep. Exhibit 18)	ASTM000392/000394	802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX364	Draft–Following 21 Pages Submitted September 6, 2002 by Blair Worldwide, Inc. for Clerical Purposes: Synopsis of Comments to the Best of Our Recollection for September 5, 2002 Meeting at Hoover (D. Baker Dep. Exhibit 13)	MAY016744/016758	802
DX371	Hard Floor Cleaners, Gary Johs, Dave Cotsmire (D. Baker Dep. Exhibit 20)	May044811/044813	106, Additional Objections Reserved
DX372	Hoover Creative Development, February 2005 (D. Baker Dep. Exhibit 21)	MAY064592/064613	802
DX373	E-mail from Grahame Capron-Tee to dbaker re: Dyson DC15–The Ball, 3/17/05 (D. Baker Dep. Exhibit 22)	MAY002755	402 403 802
DX374	Supplemental Report from April 2003 from Grahame Capron-Tee (D. Baker Dep. Exhibit 23)	MAY002580	802
DX376	Contact Report #26 January 14, 2005 Dyson SPWT Head-to-Head (D. Baker 30[b] [6] Dep. Exhibit 2)	MAY004143/004144	802
DX380	Hoover Recap 4/26/06, prepared by Stan Fiorito (D. Baker 30[b] [6] Dep. Exhibit 6)	TBWA005050/005070	802
DX381	Hoover Competitive 2001-Q1 2004 Media Spend and Market Share, 7/12/04 (D. Baker 30[b] [6] Dep. Exhibit 7)	ELEMENT79-000654/79-000677	802
DX383	Doug Kellam bio doc 2.doc (D. Kellam Dep. Exhibit 1)	CRT0131479/0131480	802 901

**DYSON v. MAYTAG**

05cv434

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<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX387	E-mail from Martin Bowen to Gordon Thom; Clare Mullin; Mark Taylor; Michael Montalbano re: Sears–No Loss of Suction Claim, 3/17/03 (D. Kellam Dep. Exhibit 5)	DYS358473, DYS358474	106 802
DX388	E-mail from Jeff Hyman to Caroline Errington re: Cons report meeting, 10/21/04 (D. Kellam Dep. Exhibit 6)	DYS039232/039234	403 802
DX389	E-mail from Matthew Kitchin to Emma Jane Heatley re: FW: General enquiry: Beater Brush, 3/4/04 (D. Kellam Dep. Exhibit 7)	DYS034229/034231	403 802 901
DX390	E-mail from Emma Jane Heatley to Matthew Kitchin; Justin King; Mark Taylor; Mandy Pekin; Rebecca Trentham; Doug Kellam; Clare Mullin; Michael Mackay-Lewis re: General enquiry–Beater Brush, 4/30/04 (D. Kellam Dep. Exhibit 8)	DYS033077/033078	403 802
DX391	E-mail from Rebecca Trentham to Dough Kellam; Mandy Pekin; Emma Jane Heatley re: General enquiry: Beater Bruch, 5/4/04 (D. Kellam Dep. Exhibit 9)	DYS034225/034228	403 802
DX392	E-mail from Emma Jane Heatley to Paul Bagwell; Chris Perrin re: Easy Tilting, 6/14/04 (D. Kellam Dep. Exhibit 10)	DYS362992/362997	403 802
DX393	E-mail from Doug Kellam to Emma Jane Heatley re: ITS Compets vs X067 04.06.04 bagfilter changes.xls, 6/26/04 (D. Kellam Dep. Exhibit 11)	DYS034315/034316	106 403 802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX394	Fwd dyson at walmart.rtf (D. Kellam Dep. Exhibit 12)	CRT0200247/0200249	802 901
DX395	Wal-Mart to Test Dyson Vacs (D. Kellam Dep. Exhibit 13)	MAY102827	402 802 901
DX396	E-mail from Hugo Adams to Alex Souter; Andrea Strein; Heidi Stephens; James Ross-Smith; Kate Rixon; Mark Loder; Paul Wright; Tim Price re: FW: Hoover/Maytag restructuring, 6/8/04 (D. Kellam Dep. Exhibit 14)	DYS313018/313020	802
DX397	E-mail from Maria Tryan to Jeff Hyman re: Hoover's new print ad has a DC07 in it!, 4/15/05 (D. Kellam Dep. Exhibit 15)	DYS036069/036070	106 402 802
DX398	E-mail from Clare Mullin to Tim Price; Guy Lambert; Hugo Adams re: Dyson Remains #1 in Dollar Share!, 2/18/05 (D. Kellam Dep. Exhibit 16)	DYS314437/314440	106 802
DX400	E-mail from Paul Bagwell to Emma Jane Heatley re: ITS Compets vs X067 04.06.04 bagfilter changes.xls, 6/29/04 (D. Kellam Dep. Exhibit 18)	DYS034317/034319	106 403 802
DX403	E-mail from Doug Kellam to James Dyson; Martin McCourt re: After DC15 Launch, 4/3/05 (D. Kellam Dep. Exhibit 21)	DYS039087/039088	802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX405	Expert Report of M. Rao M. Rao Dep. Exhibit 1		402 403 802
DX406	Unit Market Share for Hoover and Dyson Upright Vacuum Cleaners \$169 and Above By Quarter (M. Rao Dep. Exhibit 2)	N/A	106 802 901
DX407	Sales Figures (M. Rao Dep. Exhibit 3)	RAO010083/010094	802 901
DX408	Supplemental Expert Report of Mohan Rao, Ph.D. (M. Rao Dep. Exhibit 4)	N/A	802
DX409	Handwritten Notes (M. Rao Dep. Exhibit 5)	RAO005232/005245	802 901
DX410	Expert Report of Dr. Joel H. Steckel (M. Rao Dep. Exhibit 6)	N/A	802
DX411	Expert Report of Laura B. Stamm, 1/15/07 (M. Rao Dep. Exhibit 7)	N/A	802
DX412	Expert Report of Dr. Itamar Simonson (M. Rao Dep. Exhibit 8)	N/A	802
DX416	Multi Generation Product Development Process Initiative, Thomas Yu, 1/28/03 (G. Duplin Dep. Exhibit 4)	MAY074398/072727 (document not in page order)	802 403
DX417	E-mail from Jerry Cook re: Wal-Mart Business Review, 4/29/03 (G. Duplin Dep. Exhibit 5)	MAY021593/021650	403
DX423	E-mail from Eric Henderson re: Unleash Hoover Comments, 5/7/04 (G. Duplin Dep. Exhibit 11)	MAY071330/071331	802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
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<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX427	E-mail from Greg Dupliin re: SAM's Club Intelligence, 4/27/04 (G. Duplin Dep. Exhibit 15)	MAY070897/070898	802
DX428	Expert Report of Lewis Migliore Migliore Dep. Exhibit 1	N/A	802
DX429	Standard specifications for Carpets and Pads for Vacuum Cleaning Testing Migliore Dep. Exhibit 2	MIG000007-11 (The correct Bates-number for this document is MIG000009-MIG000011)	802
DX430	Victor Polansky Report Battema Dep. Exhibit 1	N/A	802
DX436	Hoover Cleaning Effectiveness Testing At Reduced Suction, April 25 to May 13, 2005, Report No. A05-05-001 Battema Dep. Exhibit 7	MAY 014096–014212	802
DX437	OMS Testing Services, 5/12/06 Battema Dep. Exhibit 8	ORECK–3685–3686	802 901
DX439	Report No. 3089887CRT-001 Air Performance Testing On Two Upright Vacuum Cleaners When Loaded With Dust, Rendered To: Oreck Corporation, 2/6/06 Battema Dep. Exhibit 10	N/A	802
DX444	12/18/06 letter with attachments from John N. Balough to Stephen P. Durchslag Balough Expert Dep. Exhibit 1	N/A	802
DX445	1/9/07 letter with attachment from Lisa J. Parker to Steven Reich Balough Expert Dep. Exhibit 2	N/A	802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX447	11/27/06 e-mail from John Balough to Susan Goldsmith Re: DC17 Tests Balough Expert Dep. Exhibit 4	BAL 000035-36	402 403
DX448	6/1/76 Minutes of Meeting VCMA Technical Standards Committee Members Balough Expert Dep. Exhibit 5	BAL 000157-159	802
DX449	Handwritten document in re: 1957, 1979 Balough Expert Dep. Exhibit 6	BAL 000160	103 802 901 1003
DX451	7/14/06 e-mail from Stephen Durchslag to John Balough re: Susan Goldsmith agreement Balough Expert Dep. Exhibit 8	BAL 000161-000164	802
DX452	Handwritten document entitled X Project Balough Expert Dep. Exhibit 9	BAL 000014	106 901
DX453	1/31/07 IBR Invoice to John Balough Balough Expert Dep. Exhibit 10	BAL 000785-000789	802 901
DX454	E-mail string re: X Project Balough Expert Dep. Exhibit 11	BAL 000138	802
DX455	7/21/06 e-mail from John Balough to Susan Goldsmith re: IBR Balough Expert Dep. Exhibit 12	BAL 000136	802
DX456	Test document Balough Expert Dep. Exhibit 13	BAL 000010	802 901 1003

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
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<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX457	8/24/06 e-mail from David Wright to J. Balough re: Test Status JN 8588 Balough Expert Dep. Exhibit 14	BAL 000106	106 802 901 1003
DX459	Colored Photographs entitled Filed Measuring Device Balough Expert Dep. Exhibit 16	BAL 001046–001074	802 901
DX461	8/24/06 e-mail from John Balough to David Wright re: Test Status JN 8588 Balough Expert Dep. Exhibit 18	BAI 000105	802
DX462	Handwritten Document addressed to Susan Balough Expert Dep. Exhibit 19	BAIL 000130	901
DX463	8/30/06 e-mail from John Balough to David Wright re: X Project Balough Expert Dep. Exhibit 20	BAIL 000077	802
DX464	8/30/06 e-mail form John Balough to John Balough re: Pick up summary table Balough Expert Dep. Exhibit 21	BAIL 000078–000079	802
DX465	8/31/06 e-mail from John Balough to David Wright re: X Project Balough Expert Dep. Exhibit 22	BAIL 000070	802
DX466	E-mail string re: X Project Balough Expert Dep. Exhibit 23	BAIL 000068–000069	802
DX467	9/14/06 e-mail from John Balough to David B. Wright re: X Project Balough Expert Dep. Exhibit 24	BAIL 000062	106 802 901 1003

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
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<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX468	IBR Test Report re: DC14 Balough Expert Dep. Exhibit 25	BAIL 000273	802 901
DX469	E-mail string re: X Project Balough Expert Dep. Exhibit 26	BAIL 000061	802
DX470	E-mail string re: X Project Balough Expert Dep. Exhibit 27	BAIL 000059–000060	106 402 802 901
DX471	E-mail string re: X Project Balough Expert Dep. Exhibit 28	BAIL 000057–000058	106 402 403 802 901
DX472	IBR Test Activity Log August 2006 F588-06 Balough Expert Dep. Exhibit 29	BAIL 000889	106 403 802 901
DX473	8/22/06 e-mail from John Balough to Susan Goldsmith re: X Project Balough Expert Dep. Exhibit 30	BAIL 000129	106 402 802
DX474	IBR Test Report F588-06 September 11, 2006 Balough Expert Dep. Exhibit 31	BAL 000231	106 403 802 901

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX475	IBR In Home Data Sheet re: Great Oaks Community Center Balough Expert Dep. Exhibit 32	BAL 000646	106 402 802 901
DX476	Handwritten Sawtooth Chart Balough Expert Dep. Exhibit 33	BAL 000280	106 402 403 802 901
DX477	Document entitled DC07-4 Empty and Varied Fill Balough Expert Dep. Exhibit 34	BAL 001043–001045	106 402 403 901
DX478	IBR Participant Home—Description of Test Areas Balough Expert Dep. Exhibit 35	BAL 000498	106 402 802 901
DX479	ASTM F608 Carpet Pick Up Summary Balough Expert Dep. Exhibit 36	BAL 000032	106 402 403 802 901
DX480	ASTM F608 Carpet Pick Up Summary Balough Expert Dep. Exhibit 37	BAL 000025	106 402 403 802 901

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX481	ASTM F608 Carpet Pick Up Summary Balough Expert Dep. Exhibit 38	BAL 000021	106 402 403 802 901
DX482	8/31/06 IBR Invoice to John Balough Balough Expert Dep. Exhibit 39	BAL 000153	402 802 901
DX483	8/31/06 IBR Invoice to John Balough Balough Expert Dep. Exhibit 40	BAL 000155	402 802 901
DX484	9/5/06 e-mail from John Balough to David Wright re: X Project Balough Expert Dep. Exhibit 41	BAL 000067	106 402 802 901
DX485	E-mail string with attachment re: X Project Balough Expert Dep. Exhibit 42	BAL 000053–000056	106 402 403 802 901
DX486	Document entitled DC07-4 Empty Balough Expert Dep. Exhibit 43	BAL 001040–001042	106 402 403 802 901

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX487	Document entitled DC14 Dust Pickup/Weight Chart Balough Expert Dep. Exhibit 44	BAL 000945	106 402 802 901
DX488	12/18/06 e-mail from John Balough to J. Balough re: DC07 14 hour pick up transcript corrected JN 8588 H Balough Expert Dep. Exhibit 45	BAL 000371	106 402 403 802 901
DX489	IBR Test Report Corrected calculations September 12, 2006 Balough Expert Dep. Exhibit 46	BAL 000867	106 403 802 901
DX490	IBR Test report ASTM F558-06 Balough Expert Dep. Exhibit 47	BAL 000233	106 403 802 901
DX491	11/30/06 e-mail from David Wright to J. Balough re: X Project Balough Expert Dep. Exhibit 48	BAL 000033–000034	106 402 802 901
DX492	12/8/06 e-mail from Lisa Parker to J. Balough re: Dyson v. Maytag Balough Expert Dep. Exhibit 49	MAY 141267	402 403 802 901

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX493	Field Cleaning Effectiveness Results Balough Expert Dep. Exhibit 50	MAY 141266	106 402 403 802 901
DX496	Video: WB 4-25-2005	DYS075579	106 802 901
DX497	Video: Full Circle	DYS075580	402 901
DX498	Video: Dyson Commercial	DYS075581	402 901
DX499	Video: Dyson Commercial	DYS075582	402 901
DX500	Video: Dyson Commercial	DYS075583	402 901
DX501	Video: Dyson Commercial	DYS075584	402 901
DX502	Video: Dyson Commercial	DYS075585	402 901
DX503	Video: Dyson Commercial	DYS075586	402 901
DX504	Video: Dyson Commercial	DYS075587	402 901
DX505	Video: Dyson Commercial	DYS075588	402 901

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX506	Video: Dyson Commercial	DYS075589	402 901
DX507	Video: Dyson Commercial	DYS075590	402 901
DX508	Video: Dyson Commercial	DYS075591	402 901
DX509	Video: Dyson Commercial	DYS075592	402 901
DX510	Video: Dyson Commercial	DYS075593	402 901
DX511	Video: Dyson Commercial	DYS075594	402 901
DX512	Video: Dyson Commercial	DYS075595	402 901
DX513	Video: Dyson Commercial	DYS075596	402 901
DX514	Video: Dyson Commercial	DYS075597	402 901
DX515	Video: Dyson Commercial	DYS075598	402 901
DX516	Video: Dyson Commercial	DYS075599	402 901
DX519	Video: Dyson Full Circle	DYS075602	402 403
DX520	Video: Full Circle 2-27	DYS075603	402 403

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX521	Video: Full Circle WIP	DYS075604	402 403
DX522	Video: DYSN 3318 Part 1	DYS075605	402 403
DX524	Video: Full Circle 001	DYS075607	402 403
DX525	Video: Reversal 001	DYS075608	402 403
DX527	Video: Full Circle THUR	DYS075610	402 403
DX528	Video: rev o fortune	DYS075611	402 403
DX529	Video: Full Circle mon3	DYS075612	402 403
DX530	Video: Reversal mon3	DYS075613	402 403
DX531	Video: 1 Reversal Jessop	DYS075614	402 403
DX532	Video: 2 Reversal Lurie	DYS075615	402 403
DX533	Video: 3 Reversal Hayden	DYS075616	402 403
DX534	Video: Reversal of Fortune	DYS075617	402 403
DX535	Video: Reversal of Fortune	DYS075618	402 403

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX536	Video: Reversal 140206	DYS075619	402 403
DX537	Video: Alt No Open Card	DYS075620	402 403
DX538	Video: Orig New Logo	DYS075621	402 403
DX539	Video: Orig New Logo	DYS075622	402 403
DX541	Video: Dyson Commercial	DYS075624	402 901
DX542	Video: Dyson Commercial	DYS075625	402 901
DX544	Dyson Video: Lousy Suction	N/A	If this is a final version of this document, no objection.
DX545	Dyson Video: Dyson Cyclones	MAY140959	If this is a final version of this document, no objection.
DX547	Dyson Video: The Ball-Hand	N/A	If this is a final version of this document, no objection.
DX548	Dyson Video: The Ball-Brain	N/A	If this is a final version of this document, no objection.
DX549	Dyson Video: Reversal of Fortune	N/A	If this is a final version of this document, no objection.

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX550	Dyson Video: Reversal of Fortune, Mold	N/A	If this is a final version of this document, no objection.
DX551	Dyson Video: Dust on Lens 9-18-2006	N/A	If this is a final version of this document, no objection.
DX552	Video: Bad Boy Dirt	N/A	Exhibit Withdrawn
DX553	Video: Dirt Party Empower 30 Track [1]	N/A	Exhibit Withdrawn
DX554	Video: Dirt Party Empower 30 Track [2]	N/A	Exhibit Withdrawn
DX555	Video: Dirt Party Empower AudioSet	N/A	Exhibit Withdrawn
DX556	Video: Dyson Commercial, Dyson News 4H	DYS317254	Dyson reserves the right to object until such time as this exhibit may be viewed.
DX563	Video: Dyson Commercial Dyson Balls in Vacuum	DYS521088	402 403
DX564	Video: Dyson Commercial Dyson Historical Spots	F100758	Dyson reserves the right to object until such time as this exhibit may be viewed.
DX565	Video: Dyson Commercial Dyson Dots Rev 15	DYS521239	Dyson reserves the right to object until such time as this exhibit may be viewed.

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX566	Video: Dyson Commercial Fall TV ads	N/A	If this is a final version of this document, no objection.
DX567	Hoover Video: 70per More Dirt	N/A	Exhibit Withdrawn
DX568	Hoover Video: Floormate Home Depot	N/A	Exhibit Withdrawn
DX569	Hoover Video: Floormate Sears	N/A	Exhibit Withdrawn
DX570	Hoover Video: Agility 25-5	N/A	Exhibit Withdrawn
DX571	Hoover Video: Agility 30	N/A	Exhibit Withdrawn
DX572	Hoover Video: Beach New 083104	N/A	Exhibit Withdrawn
DX573	Hoover Video: Beach New Best Buy	N/A	Exhibit Withdrawn
DX574	Hoover Video: Fondue Empower 02 [1]	N/A	Exhibit Withdrawn
DX575	Hoover Video: Fondue Empower 02 [2]	N/A	Exhibit Withdrawn
DX576	Hoover Video; Fondue Empower Audio	N/A	Exhibit Withdrawn
DX577	Hoover Video: My vacuum 121605	N/A	Exhibit Withdrawn
DX578	Hoover Video: My vacuum 042005	N/A	Exhibit Withdrawn
DX579	Hoover Video: My Vacuum Alt 042005	N/A	Exhibit Withdrawn
DX580	Hoover Video: On Off And Garden	N/A	Exhibit Withdrawn
DX581	Hoover Video: PowerBoostHusband [1]	N/A	Exhibit Withdrawn
DX582	Hoover Video: PowerBoostHusband [2]	N/A	Exhibit Withdrawn
DX583	Hoover Video: PowerBoostHusband [3]	N/A	Exhibit Withdrawn
DX584	Hoover Video: Proof of Life	N/A	Exhibit Withdrawn
DX585	Hoover Video: The Guy	N/A	Exhibit Withdrawn
DX586	Hoover Video: The Visitor Empower 0 [1]	N/A	Exhibit Withdrawn
DX587	Hoover Video: The Visitor Empower 0 [2]	N/A	Exhibit Withdrawn
DX588	Hoover Video: The Visitor Empower A	N/A	Exhibit Withdrawn
DX589	Hoover Video: The Weekend V2	N/A	Exhibit Withdrawn

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX590	Hoover Video: Water 083104	N/A	Exhibit Withdrawn
DX591	Hoover Video: Windtunnel Envy 021	N/A	Exhibit Withdrawn
DX592	Hoover Video: XTOE640R Translation	N/A	Exhibit Withdrawn
DX593	Field Measuring Device Photos	BAL001046-1053	402 403 802
DX594	IBR ID DC14-1 Photos	BAL001054-1060	402 403 802
DX595	IBR ID DC07-5 Photos	BAL001061-1074	402 403 802
DX596	IBR In Home Photos	BAL001075-1252	402 403 802
DX598	Modified Fusion vacuum cleaner	N/A	Dyson reserves the right to object until such time as this exhibit may be viewed.
DX599	Sectioned dirt cup and separator assembly of Fusion vacuum cleaner	N/A	Insufficient identification; Dyson reserves the right to object until such time as this exhibit may be viewed.
DX608	U.S. Patent 5,858,038 (Dyson Dep. Ex. 8)	N/A	402

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX612	Dyson story board for Late Show With David Letterman (Dyson Dep. Ex. 12)	N/A	402
DX613	Dyson story board for Today show (Dyson Dep. Ex. 13)	N/A	402
DX615	Prosecution history of U.S. Patent 5,858,038 (Dyson Dep. Ex. 15)	N/A	402
DX632	Expert Report of Charles D. DeGraff executed 1/12/2007, and exhibits	N/A	802
DX637	Expert Report of John C. Jarosz dated 12/18/2006, and exhibits	N/A	802
DX641	Expert Report of Gareth Evan Lyn Jones dated 12/15/2006, and exhibits	N/A	802
DX642	Expert Report of Alex L. Constable dated 1/11/2007, and exhibits	N/A	802
DX647	Array of Dyson upright vacuum cleaners	N/A	402
DX648	Expert Report of M. Rao, with exhibits and reliance materials	Various	402 403 802
DX649	Expert Report of R. Battema, with exhibits and reliance materials	Various	402 403 802
DX650	Expert Report of J. Balough, with exhibits and reliance materials	Various	402 403 802
DX651	Expert Report of L. Migliore, with exhibits and reliance materials	Various, MIG000604-000765	402 403 802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX652	Expert Report of I Wind, with exhibits and reliance materials	Various	402 403 802
DX653	Dyson advertisements and photos	MAY140942-141008	106 403 802 901 1003
DX654	Advertisements The most powerful upright.	MAY000351	Additional Objections Reserved
DX655	Advertisements The most powerful upright vacuum cleaner available.	MAY001914	Additional Objections Reserved
DX656	Advertisements The most powerful upright for pet hair.	MAY020545	Additional Objections Reserved
DX657	Advertisements The Root8Cyclone has the highest suction power and picks up more dirt from your home.	TEN000506	Additional Objections Reserved
DX658	Advertisements Dyson scientists developed the Root8Cyclone technology to give higher suction power and pick up more dust.	MAY000344	Additional Objections Reserved
DX659	Advertisements More cyclones give higher suction power.	MAY001918	Additional Objections Reserved

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX660	Advertisements Double the suction of other vacuums. After 10 oz of dust.	MAY001793	Additional Objections Reserved
DX661	Advertisements When it comes to vacuuming, nothing is more important than suction.		Dyson reserves the right to object until such time as this exhibit may be viewed
DX662	Advertisements Higher volumes of air are spread simultaneously through many cyclones to give higher constant suction power – which means you pick up even more dust.	MAY001919	Additional Objections Reserved
DX663	Advertisements Wide channel picks up large debris that others can leave behind.	MAY001958	Additional Objections Reserved
DX664	Advertisements The Dyson cyclones create 100,000 times the force of gravity to spin dirt out of the air, so nothing gets clogged, ever.	MAY000335	Additional Objections Reserved
DX665	Advertisements Bags, filters, they all clog with dust and lose suction. But a Dyson works differently. Its creates 100,000 times the force of gravity to spin dirt out of the air, so nothing gets clogged, ever.	MAY000336	Additional Objections Reserved
DX666	Advertisements Other vacuum cleaners use bags and filters, which clog with dust so they lose suction. Dyson is different because it doesn't rely on bags or filters so it never clogs and never loses suction.	MAY140965	Additional Objections Reserved
DX667	Advertisements [A Dyson] doesn't lose suction.	MAY140970	Additional Objections Reserved

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX668	Advertisements The first vacuum cleaner that doesn't lose suction.	MAY000346, MAY140991	Additional Objections Reserved
DX669	Advertisements Only a Dyson is designed not to lose suction.	MAY140987	Additional Objections Reserved
DX670	Advertisements Unlike other vacuum cleaners, Dyson doesn't lose suction.	MAY000352	Additional Objections Reserved
DX671	Advertisements Because a Dyson doesn't clog like other vacuums, its suction power remains constant, room after room, after room.	MAY000344	Additional Objections Reserved
DX672	Advertisements A Dyson doesn't lose suction no matter how far you vacuum.	MAY140978	Additional Objections Reserved
DX673	Advertisements Room after room after room a Dyson doesn't lose suction.	MAY140979	Additional Objections Reserved
DX674	Advertisements I was so frustrated with my old vacuum cleaner—it clogged quickly with dust, destroying the suction. So I set about developing an entirely new one to solve the problem. More than 5,000 prototypes later I had it—the first vacuum cleaner that doesn't lose suction.	DYS010199	Additional Objections Reserved
DX675	Advertisements So I thought I'd try and design something better. A few thousand prototypes later, I had it. No bags, no clogged up filters and the first vacuum that doesn't lose suction. (James Dyson Deposition Exhibit 21B)		Dyson reserves the right to object until such time as this exhibit may be viewed

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX676	Advertisements After 14 years and 5,127 prototypes, we had it. A vacuum that works as it should. It doesn't lose suction.	MAY140982	Additional Objections Reserved
DX677	Advertisements Five years and 5,127 prototypes later, the world's first cyclonic bagless vacuum cleaner arrived. (James Dyson Deposition Exhibit 42)		Dyson reserves the right to object until such time as this exhibit may be viewed
DX678	Advertisements [James Dyson] found that the filter used in a typical bagless system clogs as the container fills. Indeed, he discovered that vacuum cleaners can lose up to 50 percent of their suction after picking up just 10 ounces of dust. Five years and 5,127 prototypes later, Dyson came up with a solution—the world's first vacuum cleaner that doesn't lose suction.	MAY140989	Additional Objections Reserved
DX679	Advertisements Picks up larger dirt and debris that others leave behind.	DYS305285	Additional Objections Reserved
DX680	Advertisements Other vacuums can lose up to half their suction power after a small amount of dust. Dyson doesn't—it keeps its suction power room after room.	MAY140979	Additional Objections Reserved
DX681	Advertisements Dirt and dust are thrown out of the airflow and collected in the bin, not on filters or in bags.	BBH00001105	Additional Objections Reserved

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX682	Advertisements Ever since the vacuum cleaner was invented its had a basic design flaw...bags, filters, they all clog with dust then lose suction. The technology simply doesn't work.	MAY140959	Additional Objections Reserved
DX683	Advertisements When vacuum cleaners lose suction, your first instinct is to shake or hit it to unblock the clog. The problem, however, is more serious. Bags, filters, they all clog with dust and lose suction. I just think things should work properly.	MAY000336	Additional Objections Reserved
DX684	Advertisements Other vacuums—the more you use them, the less they work.	MAY001836	Additional Objections Reserved
DX685	Advertisements Fact: Vacuums don't always work effectively. Dyson does.	MAY001836	Additional Objections Reserved
DX686	Advertisements Only a Dyson is designed to not lose suction. Which make you wonder, what are the others designed to do?	MAY000337	Additional Objections Reserved
DX687	Advertisements Approved for allergy sufferers.	MAY000354	Additional Objections Reserved
DX688	Advertisements Dyson vacuum cleaners create 100,000 times the force of gravity to spin the dirt out of the air.	MAY140984	Additional Objections Reserved
DX689	Advertisements Dyson Root8Cyclone technology uses 100,000 G of centrifugal force in the cyclones to filter dust from the airflow efficiently.	MAY001836	Additional Objections Reserved

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX690	Advertisements Dyson vacuum cleaners are hygienic and quick to empty.	MAY001836	Additional Objections Reserved
DX691	Advertisements Dyson vacuum cleaners are made of Liquid Steel.	MAY001957	Additional Objections Reserved
DX692	Advertisements Even the integral hose, seen on most upright vacuum, cleaners, is a Dyson invention.	MAY001926	Additional Objections Reserved
DX693	Advertisements Dyson ... invented cyclone technology.	MAY001825, MAY102800	Additional Objections Reserved
DX694	Advertisements One of the largest UK vacuum manufacturers tried to imitate a Dyson, and James Dyson was forced back into court to protect his invention again ... The High Court last week agreed with James Dyson that Hoover had stolen the secrets of his dual-cyclone vacuum cleaner.	MAY001923	Additional Objections Reserved
DX733	N074 Review–Tuesday March 23 <sup>rd</sup>	DYS030085	402 802
DX734	Press Office consumer reports.rtf	CRT0202752-2753	402 403 802
DX735	Good Fay Philly response.doc	CRT0132871-2872	402 403 802
DX736	Greensboro response.doc	CRT0132873-2874	402 403 802

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX737	Las Vegas response.doc	CRT0132875-2876	402 403 802
DX738	Lexington KY response.doc	CRT0132877-2878	402 403 802
DX739	Wink TV response.doc	CRT0132891-2892	402 403 802
DX740	Fwd Consumer reports findings.rtf	CRT0111905-1907	402 403 802
DX741	Store Associate Interview Summary	DYS304723-4742	402 802
DX742	Vacuum Purchase Process Exploratory: Qualitative Research Debrief presented by Hall and Partners for Dyson, 4/2/06	DYS304202-4263	802
DX743	Fallon Minneapolis Dyson Qualitative Research Summary, 4/28/2004	F100757_0001056 -F100757_0001132	802
DX744	Re- Trade Ad.rtf	CRT0122561-2563	402 403 802
DX745	E-mail string re: Consumer Reports response, 9/26/2005	DYS317290-7294	402 403 802

**DYSON v. MAYTAG**

05cv434

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX746	E-mail from Matthew Wilson to Nigel Dymond re: US Total Pick Up Solution.doc	DYS038997-8998	402 403 802
DX747	Network Clearance Forms	DYS302620-DYS302780	802
DX748	9-5-2006 E-mail from T. Harris to L. Gash RE: Substantiations for Networks	DYS360365-372	802
DX749	DC 14 USA Features Leaflet 13 FEB 04	DYS501671-707	802
DX750	Dyson Media Schedules	MCW00001-00852	106 802
DX751	Dyson Photos	MAY149312-319	403 901 1003
DX752	Dyson Field Tests	DYS521090 (pages 1-40)	106 402 403 802
DX753	Dyson Field Tests	DYS521091 (pages 1-51)	106 402 403 802
DX754	Dyson Field Tests	DYS521089 (pages 1-40)	106 402 403 802

**DYSON v. MAYTAG****05cv434****DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER INC.'S  
EXHIBIT LIST WITH PLAINTIFF'S OBJECTIONS**

<b>DEFENDANT EXHIBIT NO.</b>	<b>DESCRIPTION</b>	<b>BATES NO.</b>	<b>PLAINTIFF'S OBJECTIONS FRE RULES</b>
DX755	Dyson Testing Documents	DYS029999.0049, DYS029999.0156, DYS029999.0258, DYS029999.0349, DYS029999.0262, DYS029999.0648, DYS029999.0160, DYS029999.0051, DYS029999.0854, DYS029999.1042, DYS029999.1128, DYS012875, DYS029999.4572, DYS305851, DYS042013, DYS313281, DYS361532, DYS032468, DYS029999.4729, DYS029999.4915.	802
DX756	Dyson Testing Documents	DYS029999.0052, DYS029999.0164, DYS029999.0266, DYS029999.0350, DYS029999.0652	802
DX757	Dyson Testing Documents	DYS305850, DYS313281, DYS305792, DYS029999.4729	402 403 802

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

DYSON, INC., )  
DYS6N TECHNOLOGY LIMITED Plaintiff, )  
v. ) Civil Action No. 05-434 GMS  
MAYTAG CORPORATION, )  
Defendant. )

**DEFENDANT/COUNTERCLAIM PLAINTIFF HOOVER, INC.'S  
LIST OF DEMONSTRATIVE EXHIBITS AND EXPERIMENTS**

Kimball R. Anderson  
Stephen P. Durchslag  
Winston & Strawn  
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Phone (312) 558-5600  
Fax (312) 558-5700

Ray L. Weber  
Laura J. Gentilcore  
Renner, Kenner, Greive, Bobak,  
Taylor & Weber  
400 First National Tower  
Akron, OH 44308  
Phone (330) 376-1242  
Fax (330) 376-9646

Francis DiGiovanni  
Connolly Bove Lodge & Hutz LLP  
The Nemours Building  
1007 N. Orange Street  
Wilmington, DE 19899  
Phone (302) 658-9141  
Fax (302) 658-5614

**LIST OF DEMONSTRATIVE EXHIBITS AND EXPERIMENTS**

The following is intended to group into general categories the demonstrative exhibits and experiments (“exhibits”) to be offered at trial by Hoover. “Exhibits” are not limited to but may include animations or videotaped demonstrative evidence. The parties will exchange specific demonstratives at a date mutually agreed to by the parties, prior to trial.

- 1)** Exhibits relating to Dyson’s advertising and marketing;
- 2)** Exhibits relating to support or lack thereof for Dyson’s advertising claims;
- 3)** The advertising and commercials at issue in this litigation;
- 4)** Exhibits conveying what consumers understand Dyson’s advertising claims to mean;
- 5)** Exhibits reflecting upright vacuum cleaner performance as measured by testing;
- 6)** Exhibits reflecting that suction does not correspond to cleaning effectiveness;
- 7)** Exhibits relating to testing protocols, standards development, methodology, equipment, floorcovering surfaces used, standards, and results;
- 8)** Exhibits relating to tests to measure vacuum cleaner performance, including but not limited to ASTM and IEC test standards;
- 9)** Exhibits relating to flooring surfaces;
- 10)** Exhibits relating to structure and design of vacuum cleaners;
- 11)** Exhibits relating to use of vacuum cleaners in American homes;
- 12)** Exhibits relating to reasons consumers purchase upright vacuum cleaners;
- 13)** Exhibits regarding measure of consumer satisfaction with Dyson upright vacuum cleaners;

- 14) Exhibits relating to Dyson's Online Help for Consumers;
- 15) Exhibits relating to consumer complaints received by Dyson;
- 16) Exhibits reflecting actual home maintenance of vacuum cleaners;
- 17) Exhibits regarding Dyson upright vacuum cleaner owner's manuals and Dyson's recommendations to consumers concerning proper vacuum cleaner use;
- 18) Exhibits establishing Dyson upright vacuum cleaners' tendency to lose suction;
- 19) Exhibits establishing Dyson upright vacuum cleaners' filters tendency to clog;
- 20) Exhibits establishing blockage of Dyson upright vacuum cleaners;
- 21) Exhibits regarding Consumer Reports and Consumers' Union;
- 22) Exhibits tending to support Hoover's experts' opinions and exhibits tending to negate Dyson's experts' opinions;
- 23) Exhibits relating to the Dyson corporate structure and relationships;
- 24) Exhibits relating to Hoover's actual damages from Dyson's false advertising, and Dyson's profits due to its false advertising;
- 25) Exhibits relating to the patents at issue in this litigation;
- 26) All charts contained in reports submitted by Hoover's experts;
- 27) Exhibits reflecting the changes in market shares with respect to upright vacuum cleaners;
- 28) Exhibits reflecting Hoover's profits both before and after Dyson's entry into the U.S. marketplace;

- 29) Exhibits relating to vacuum cleaner engineering, function, mechanics and operation;
- 30) Exhibits demonstrating that suction as measured at the hose has no direct correlation to carpet cleaning or other home cleaning;
- 31) Exhibits contrasting elements of testing standards designed to measure upright vacuum cleaner performance;
- 32) Exhibits relating to Fantom advertising and cleaning efficacy of the Fantom upright vacuum cleaners;
- 33) Exhibits relating to Fantom's success in the marketplace;
- 34) Exhibits conveying the devastating impact of Dyson's false advertising on Hoover's business;
- 35) Graphs reflecting the cleaning performance of Hoover upright vacuums cleaners as compared to other upright vacuum cleaners, including Dyson upright vacuum cleaners;
  
- 36) Graphs reflecting the measure of suction of Hoover upright vacuum cleaners at the nozzle as compared to other upright vacuum cleaners, including Dyson upright vacuum cleaners; and
- 37) Exhibits reflecting Dyson filters soiled following in-home testing.

# **SCHEDULE 6**

**SCHEDULE 6****WITNESS LISTS**

**I. WITNESSES PLAINTIFFS DYSON TECHNOLOGY LIMITED AND DYSON INC. WILL CALL AT TRIAL IN RESPECT OF THEIR PATENT INFRINGEMENT CLAIM**

<b><u>WITNESS</u></b>	<b><u>ADDRESS</u></b>
James Dyson	Dyson Ltd., Tetbury Hill, Malmesbury, Wiltshire, UK 5N16 0RP
Nick Bosyj (live or by deposition)	Hoover 101 East Maple St., North Canton, OH 44720
Robert Hecht (live or by deposition)	Hoover 101 East Maple St., North Canton, OH 44720
Kurt Harsh (live or by deposition)	Hoover 101 East Maple St., North Canton, OH 44720
John Morrison (live or by deposition)	Hoover 101 East Maple St., North Canton, OH 44720
Russell H. Boyer (live or by deposition)	Hoover 101 East Maple St., North Canton, OH 44720
Gareth E. L. Jones	2 High Street, Freshford, Bath, UK BA2 7WE
John C. Jarosz	1899 Pennsylvania Avenue, NW, Suite 200, Washington, DC 20006

**II. WITNESSES COUNTERDEFENDANTS DYSON TECHNOLOGY LIMITED AND DYSON INC. WILL CALL WITH RESPECT TO THE FALSE ADVERTISING COUNTERCLAIMS**

Witnesses who will be called:

<b><u>WITNESS</u></b>	<b><u>ADDRESS</u></b>
James Dyson	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036

<b>WITNESS</b>	<b>ADDRESS</b>
James Widdowson	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Clare Mullin	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Maria Tryan	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Andrew Samways	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Gordon Thom	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Russ Boyer	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Ralph Hake	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
David Baker	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Dan Miller	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Laura Stamm	Analysis Group 111 Huntington Avenue, 10th Floor Boston, MA 02199
Joel Steckel	New York University 812 Tisch Hall 40 West 4th Street New York, NY 10012
Alex Simonson	Simonson Associates, Inc. 560 Sylvan Avenue Englewood Cliffs, New Jersey 07632
Itamar Simonson	Graduate School of Business Stanford University Stanford, CA 94305

WITNESS	ADDRESS
Richard Figliola	Clemson University Clemson, SC 29634
Charles Parham	1628 Ryman Ridge Road Dalton, Georgia 30720
Victor Polansky	2127 King College Road Bristol, TN 37620
Steve Harrison	Frazer-Nash Consultancy Ltd. 1 Trinity Street College Green, Bristol BS1 5TE

Witnesses who may be called:

WITNESS	ADDRESS
John Shipsey	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Martin McCourt	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Michael McKay Lewis	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Chris Perrin	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Mandy Pekin	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Caroline Errington	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Sam Bernard	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Doug Kellam	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Matthew Kitchin	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036

<b>WITNESS</b>	<b>ADDRESS</b>
Matthew Burgess	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Mark Taylor	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Nigel Leighton	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
David Ions	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Ricardo Gomiciago	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Alan Davis	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Richard Mason	c/o Manatt, Phelps & Phillips, LLP 7 Times Square New York, NY 10036
Susan Goldsmith	IBR Inc. PO Box 250 11599 Morrissey Rd. Grass Lake, MI 49240
Kim Lundgren	Hall & Partners
Chris Wollen	BBH New York - 32 Avenue of the Americas 19th Floor New York NY10013, USA
Greg Duplin	c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Thomas Yu	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Steve Pollock	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
John Balough	c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601

WITNESS	ADDRESS
Rick Spinelli	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Guido Bergomi	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Duane Peiffer	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Nick Bosyj	Maytag Corporation c/o Winston & Strawn 35 W. Wacker Drive Chicago, IL 60601
Graham Capron-Tee	

Dyson reserves the rights to:

1. Present rebuttal testimony from other witnesses to rebut evidence presented by Maytag, which was not previously produced to Dyson during discovery or as to which Dyson has had no reasonable opportunity to take discovery;
2. Present rebuttal testimony from other witnesses to the extent necessary for a full and fair presentation of issues to the Court;
3. Present testimony from other witnesses as may be necessary to overcome objections to authenticity and/or admissibility of evidence; and
4. Supplement this list to add additional witnesses, as necessary.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

DYSON, INC., )  
DYS6N TECHNOLOGY LIMITED Plaintiff, )  
v. )  
MAYTAG CORPORATION, )  
Defendant. )

) Civil Action No. 05-434 GMS

**DEFENDANT/COUNTERPLAINTIFF HOOVER INC.'S WITNESS LIST**

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Stephen P. Durchslag  
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Taylor & Weber  
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Francis DiGiovanni  
Connolly Bove Lodge & Hutz LLP  
The Nemours Building  
1007 N. Orange Street  
Wilmington, DE 19899  
Phone (302) 658-9141  
Fax (302) 658-5614

**WITNESS LIST**

Presently, Defendant/Counter-Plaintiff Hoover, Inc. contemplates that it will call the following witnesses at the trial in this matter:

1. David Baker  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
2. John Balough  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
3. Ronald D. Battema  
Compliance Consulting Inc.  
92 Tulip Grove Circle  
Unit 16  
Bristol, TN 37620
4. Nick M. Bosyj  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
5. Alex L. Constable  
4040 Embassy Parkway  
Suite 100  
Akron, OH 44333
6. Charles D. DeGraff  
213 North Circle Drive  
Canton, OH 44709
7. Daniel R. Miller  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
8. John W. Morrison  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
9. Mohan Rao, Ph.D.

LECG, LLC  
1603 Orrington Ave., Suite 1500  
Evanston, IL 60201

10. Yoram (Jerry) Wind, Ph.D.  
Wind Associates, Inc.  
1041 Waverly Road  
Gladwyne, PA 19035

Presently, Defendant/Counter-Plaintiff Hoover, Inc. contemplates that it may call the following witnesses at the trial in this matter:

1. Russell H. Boyer  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
2. Grahame Capron-Tee  
14 Cheviot Close  
Trowbridge, Wiltshire  
BA14 7QT, United Kingdom
3. James Dyson  
Dyson James Ltd.  
Tetbury Hill  
Malmesbury, Wiltshire  
SN16 ORP
4. Caroline Errington  
Dyson Technical Services Inc.  
520 W. Erie, Suite 410  
Chicago, IL 60610
5. Ralph Hake  
25 Isleworth Drive  
Henderson, NV 89052
6. Kurt D. Harsh  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
7. Emma Jane Heatley  
Dyson Appliances  
Tetbury Hill  
Malmesbury, Wiltshire

SN16 ORP

8. Steve Kegg  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
9. Kim Lundgren  
Hall & Partners  
440 N. Wells Street #420  
Chicago, IL 60610
10. Lewis Migliore  
LGM and Associates  
519 Oxford Street  
Dalton, GA 30720
11. Clare Mullen  
Dyson Ltd.  
Tetbury Hill  
Malmesbury, Wiltshire  
SN16 ORP
12. Chris Perrin  
Dyson Technology Limited  
Tetbury Hill  
Malmesbury, Wiltshire  
SN16 ORP
13. Steve Pollock  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720
14. Andrew Samways  
Dyson Ltd.  
*current business address*  
Dyson Inc.  
520 W. Erie, Suite 410  
Chicago, IL 60610
15. Alex Simonson, Ph.D.  
Simonson Associates, Inc.  
560 Sylvan Avenue  
Englewood Cliffs, NJ 07632
16. James Widdowson  
Dyson Ltd.

Tetbury Hill  
Malmesbury, Wiltshire  
SN16 ORP

15. Martin McCourt  
Dyson James Ltd.  
Tetbury Hill  
Malmesbury, Wiltshire  
SN16 ORP
16. John Shipsey  
Dyson James Ltd.  
Tetbury Hill  
Malmesbury, Wiltshire  
SN16 ORP
17. Greg Duplin  
c/o The Hoover Company  
101 E. Maple St.  
North Canton, OH 44720

# **SCHEDULE 7**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

DYSON TECHNOLOGY LIMITED and )  
DYSON, INC., )  
Plaintiffs, )  
v. ) C.A. No. 05-434-GMS  
MAYTAG CORPORATION, )  
Defendant. )

**SCHEDULE 7**

**STATEMENT OF EXPERT WITNESS QUALIFICATIONS**

**I. PLAINTIFFS' EXPERT WITNESSES FOR THE PATENT CLAIMS**

**A. Gareth E.L. Jones**

Mr. Gareth Jones will testify about whether the accused device infringes the patents in suit.

Mr. Jones is an engineer. He has a mechanical engineering degree from Loughborough University in Leicestershire, England, which he received in 1988, and a Masters in Industrial Design Engineering from the Royal College of Art and Design and Imperial College of Science and Technology, which he received in 1991.

Since 1988 (except when attending his Masters program), Mr. Jones has worked as a product design and development engineer in the United Kingdom, both as an employee and as an independent consultant. Among the products Mr. Jones has designed and developed are upright vacuum cleaners employing cyclonic technology.

After graduating from Loughborough University, Mr. Jones worked full-time for about one year for Rolls-Royce Motor Cars Limited as a design and development engineer in its new product development division.

Thereafter, from about March 1989 until September 1992 (except during his attendance at the Royal College of Art), Mr. Jones worked for James Dyson and his company, then known as Prototypes Limited and subsequently known as Dyson Research Limited, assisting in the design, development and production of vacuum cleaners using cyclonic technology.

In October 1992, Mr. Jones left Prototypes Limited to start his own business, and from approximately October 1992 to the Spring of 1996, he was self-employed as a design consultant working on a variety of design projects unconnected with Mr. Dyson or his companies.

Between the Spring of 1996 and August 1999, Mr. Jones returned to working with Mr. Dyson's company on a contract basis. During this period, Mr. Jones assisted in designing, developing and/or producing various new products, including new model cyclonic vacuum cleaners known as the Dyson DC03 and Dyson DC04 and certain laundry products.

In around September 1999, Mr. Jones took up the position of Laundry Director for Dyson Research Limited and headed up the company's laundry products group. Although Mr. Jones's main focus at this new position was washing machines, he continued to have input into issues with respect to the development and design of Dyson's cyclonic vacuum cleaners. In around December 2001, Mr. Jones became the Dyson Group Technical Director, with responsibilities for both cyclonic vacuum cleaners and Dyson laundry products, a position he held until February 2004, when he decided to return to his own design and engineering

consulting business, Fresh Design Limited. Since that time, Mr. Jones has acted as an industrial engineer consultant for various companies unrelated to Mr. Dyson, and has served as an engineering tutor to graduate students at the Royal College of Art and Design.

In short, Mr. Jones, an engineer by training, has spent years working in the design and development of vacuum cleaners employing cyclonic technology. Mr. Jones is thus qualified as an expert in the field of cyclonic technology as applied to vacuum cleaners.

**B. John C. Jarosz**

Mr. Jarosz will testify on the subject of damages. His testimony will include an economic analysis of a reasonable royalty adequate to compensate Dyson for Hoover's infringement of the patents in suit and, if requested by the Court, an opinion as to an appropriate prejudgment interest rate.

Mr. Jarosz is a Managing Principal of Analysis Group, Inc. and Director of the firm's Washington, D.C. office. Analysis Group is an economic, financial and strategy consulting firm with offices in Boston, Massachusetts; Chicago, Illinois; Dallas, Texas; Denver, Colorado; Los Angeles, California; Menlo Park, California; Montreal, Canada; New York, New York; San Francisco, California; and Washington, DC. Analysis Group provides research and analysis in a variety of business, litigation and regulatory matters, and has particular expertise in intellectual property ("IP") matters, having been engaged in numerous cases involving patents, copyrights, trademarks and trade secrets.

Mr. Jarosz holds an M.A. in Economics from Washington University in St. Louis, where he was a Ph.D. candidate and completed most of the program's requirements. He also holds a B.A. in Economics and Organizational Communication from Creighton University in Omaha, Nebraska. Mr. Jarosz also received a law degree from the University of Wisconsin.

Mr. Jarosz is an economist whose specialty is IP valuation and monetary relief assessment. Mr. Jarosz has been involved in more than 200 such engagements. His IP experience spans a broad range of industries, including consumer durables and home appliances.

Mr. Jarosz has provided testimony on the calculation of a reasonable royalty for patent infringement damages in more than 120 cases for both plaintiffs and defendants.

Mr. Jarosz is associated with a number of organizations relating to his work, including:

- the American Economic Association;
- the American Law and Economics Association;
- the American Intellectual Property Law Association (Sections: Federal Litigation, Licensing, Trade Secrets and Antitrust);
- the Licensing Executives Society;
- the Advisory Board of the *IP Litigator*, where he was also once a columnist on issues relating to damage awards;
- Omicron Delta Epsilon (an International Honor Society in Economics); and
- the Association of University Technology Managers.

Mr. Jarosz has authored or co-authored numerous publications relating to intellectual property licensing and damages, including:

- “Application of Game Theory to Intellectual Property Royalty Negotiations,” (with Michael J. Chapman) LICENSING BEST PRACTICES: STRATEGIC, TERRITORIAL AND TECHNOLOGY ISSUES (2006);
- “Use of the 25 Per Cent Rule in Valuing IP,” (with Robert Goldscheider and Carla S. Mulhern), 37 *les Nouvelles, Journal of The Licensing Executives Society* 123 (December 2002). Also in G. Smith and R. Parr, INTELLECTUAL PROPERTY: VALUATION, EXPLOITATION AND INFRINGEMENT DAMAGES (2005);
- “Damages in Patent and Trademark Infringement,” *The Journal of Business Valuation* (1995); and
- “The CAFC and its Patent Damages Awards,” 1 The University of Baltimore Intellectual Property Law Journal 17 (1992).

Based on his education and extensive experience and background, Mr. Jarosz is qualified as an expert in the field of patent damages and the economic analysis of a reasonable royalty.

## II. DYSON'S EXPERT WITNESSES FOR THE FALSE ADVERTISING CLAIMS

### A. DR. RICHARD S. FIGLIOLA

Dr. Richard S. Figliola is an expert in the field of mechanical engineering, fluid mechanics, performance testing, measurements, data interpretation, and statistics. Dr. Figliola intends to testify about his analysis of the testing and other scientific evidence regarding Dyson's "No Loss of Suction" advertising claim and other vacuum cleaner performance claims, using principles of mechanical engineering, fluid dynamics, test design, measurement uncertainty, and statistical analysis.

Dr. Figliola is a Professor of Mechanical Engineering and Bioengineering at Clemson University, where he has taught since 1980, and has served as the Department Chair of the Department of Mechanical Engineering from 1995 through 2002. He obtained his Ph.D from Notre Dame in 1979 in Fluid Mechanics / Heat Transfer, and also holds a masters degree in Mechanical Engineering and a bachelor's degree in Aerospace Engineering. He has been a practicing engineer for more than 30 years and holds the license of professional engineer (PE). Dr. Figliola has been recognized and elected by his peers as a Fellow of the ASME (American Society of Mechanical Engineers), and serves on ASME PTC 19.1 Test Uncertainty, the United States committee that oversees the development and maintenance of the ASME/ANSI (American National Standards Institute) test standard of the same name. He is senior author of a widely used textbook on measurement methodology, statistics, and uncertainty analysis Theory and Design for Mechanical Measurements that is now in its 4th edition and has been translated into

several languages. Dr. Figliola has also published dozens of articles in peer-reviewed publications in areas of his expertise and has taught several thousand classes for undergraduate and graduate engineering students and practicing engineers. .

Dr. Figliola also has extensive experience as an industry consultant in mechanical engineering and measurement techniques. In 1996, Dr. Figliola founded Upstate Aerodynamics, Inc., a technical consulting firm providing consulting and expert services to industry in the areas of energy, flow, aerodynamics, testing and product realization. Dr. Figliola has provided consulting services to a variety of companies, including consulting with Ryobi Motor Products on the design and testing of Ryobi, Kenmore, and Singer vacuum cleaners and with Electrolux on vacuum cleaner flow design.. Based upon his industry experience with vacuum cleaners, Dr. Figliola has developed a series of undergraduate engineering lab exercises by which students test the performance of vacuum cleaners according to ASTM International ("ASTM") standard tests.

**B. DR. JOEL H. STECKEL**

Dr. Joel H. Steckel is an expert in the fields of marketing and marketing research. Dr. Steckel will testify as to Hoover's lost sales resulting from Dyson's alleged false advertising and will also rebut the report and testimony of Maytag's damages expert, Dr. Mohan Rao.

He received his B.A. from Columbia University in 1977, and M.B.A., M.A., and Ph.D. degrees from the Wharton School, University of Pennsylvania in 1979, 1980, and 1982 respectively. Dr. Steckel is currently a Professor of Marketing at the Stern School of Business, New York University, where he has taught since January 1989. Dr. Steckel was the Chairperson of the Stern School of Business Marketing Department. From July 1998 to June 2004, Dr. Steckel also held either permanent or visiting faculty appointments at the Graduate School of

Business, Columbia University; the Anderson Graduate School of Management, U.C.L.A.; the School of Management, Yale University; and the Wharton School, University of Pennsylvania.

Dr. Steckel specializes in the fields of marketing research and marketing strategy. He has authored three books and over 30 articles. In the course of his scholarly research, teaching, and consulting work, Dr. Steckel has studied issues of marketing research, forecasting, branding, and their roles in consumer choice and marketing strategy.

Dr. Steckel is the Founding President of the INFORMS (Institute for Operations Research and Management Science) Society for Marketing Science, the foremost professional group for the development and application of management science theory and tools in marketing. In addition, he is a member of the American Marketing Association, the American Statistical Association, the Association for Consumer Research, the American Association for Public Opinion Research, the International Trademark Association (INTA), and the Society for Consumer Psychology.

**C. CHARLES L. PARHAM**

Charles L. Parham is an expert in the carpet and flooring industry. Mr. Parham intends to testify about the construction and specifications of ASTM test carpets, whether the ASTM test carpets are representative of carpets that are available and in popular use in the United States, the carpet styles and specifications available and in popular use in the United States, and trends in retail sales flooring surfaces.

Mr. Parham has nearly 35 years of experience in the carpet manufacturing business. Mr. Parham graduated from Georgia Tech in 1961 with a B.S. in industrial management. Following a tour in the Navy as an engineering officer, Mr. Parham was hired by

the WestPointPepperall Textiles Division. He transferred to WestPointPepperell's carpet division in 1973 as the plant manager of the company's carpet manufacturing plant.

Mr. Parham also served as the JP Stevens and Co. Executive Vice President, Carpet Division. He later served as the Vice-President, Manufacturing for World Carpets, Inc., and the President and Chief Operating Officer of Columbus Mills, Inc. From 1992 to 1999, Mr. Parham was the Vice President, Manufacturing and Operations for Queen Carpet, Inc. In 1999, Shaw Industries, the largest carpet manufacturer in the world, acquired Queen Carpet, Inc., and Mr. Parham worked there until he retired in 2000.

**D. VICTOR POLANSKY**

Mr. Victor Polansky is an expert on vacuum cleaners and performance testing and testing standards relating to vacuum cleaners. Mr. Polansky intends to testify about the consumer relevance of upright vacuum cleaner performance characteristics and the development and use of International Electrotechnical Commission ("IEC") and ASTM testing protocols. Mr. Polansky also intends to testify on the performance testing and results related thereto of Dyson's and other manufacturers' upright vacuum cleaners to evaluate the support for Dyson's advertising claims for its upright vacuum cleaners.

Mr. Polansky has over 25 years of experience in the vacuum cleaner industry. He obtained his B.S. in physics from Carnegie Mellon University, and his M.S. in Engineering Management from the New Jersey Institute of Technology. Mr. Polansky worked for Electrolux Corporation, a manufacturer of home appliances, including vacuum cleaners, for 25 years. Before his retirement in 1998, Mr. Polansky served as Vice President, Engineering and Product Development for Electrolux for 15 years.

Mr. Polansky was a longtime member of the Vacuum Cleaner Manufacturer's Association for many years, and served at one time or another, as its Treasurer, Vice President, and President. Mr. Polansky was a member of ASTM Committee F-11 on vacuum cleaners from 1973-1999. Mr. Polansky served as the Chairman, for the ASTM Committee F-11 Subcommittee on Precision and Accuracy. Mr. Polansky also served as a member of the Editorial Advisory Board of Appliance Magazine, and has published articles relating to vacuum cleaners.

**E. DR. ITAMAR SIMONSON**

Dr. Itamar Simonson is an expert in the fields of consumer behavior, marketing management, survey methods, and human judgment and decision making. Dr. Itamar Simonson intends to testify in rebuttal to the expert testimony of Dr. Yoram Wind. Dr. Simonson will testify that the materials on which Dr. Wind based his findings were unreliable and unsuitable to prove in a litigation context that Dyson's advertisements communicate implied misleading messages. Dr. Simonson will further testify that Dr. Wind's methodology was unscientific, unreliable, and designed to achieve a desired result in the litigation.

Dr. Simonson has conducted, supervised, or evaluated well over 1,000 marketing research studies, including many related to advertising, branding, marketing strategies, and trademark-related issues. He has also worked as a consultant for companies and organizations on a variety of marketing and buyer behavior topics.

Dr. Simonson received his Ph.D. in Marketing from Duke University, Fuqua School of Business, his Master's degree in business administration (MBA) from the UCLA Graduate School of Management, and his Bachelor's degree from The Hebrew University with majors in Economics and Political Science.

Dr. Simonson is the Sebastian S. Kresge Professor of Marketing at the Stanford University Graduate School of Business. Mr. Simonson has been a professor at Stanford since 1993, and prior to that was a member of the faculty at the University of California, Berkeley Haas School of Business. He has taught MBA and executive courses on Marketing Management, covering such topics as buyer behavior, developing marketing strategies, building brand equity, advertising, sales promotions, and retailing. Dr. Simonson has also taught an MBA course on Marketing to Businesses and a course on High Technology Marketing. In addition to teaching MBA courses, he has guided and supervised numerous MBA student teams in their work on company and industry projects dealing with a variety of markets.

Additionally, Dr. Simonson has taught several doctoral courses. One doctoral course examines methods for conducting consumer research. It focuses on the various stages involved in a research project, including defining the problem to be investigated, selecting and developing the research approach, data collection and analysis, and deriving conclusions. Another doctoral course he teaches deals with buyer behavior, covering such topics as buyer decision making processes, influences on purchase decisions, and persuasion. A third doctoral course deals with buyer decision making. At Berkeley, Mr. Simonson taught an MBA Marketing Management course, a doctoral course on buyer behavior, and a doctoral course on buyer decision making. I also taught in various executive education programs, including a program for marketing managers in high technology companies.

Dr. Simonson has published three articles relating to trademark infringement and surveys from the customer's perspective. Dr. Simonson has received several awards, including (a) the award for the Best Article published in the Journal of Consumer Research (the major journal on consumer behavior) between 1987 and 1989, (b) the "Ferber Award" from the

Association for Consumer Research, which is the largest association of consumer researchers in the world, (c) the 1997 O'Dell Award, given to the best Journal of Marketing Research (the major journal on marketing research issues) article, which made the most significant, long-run contribution to marketing theory, methodology, and/or practice during the five years since its publication, (d) the 2001 O'Dell award, (e) the award for the Best Article published in the Journal of Public Policy & Marketing (the major journal on public policy and legal aspects of marketing) between 1993 and 1995, (f) the 2002 American Marketing Association award for the Best Article in the area of services marketing, and (g) Dr. Simonson was a winner in a competition dealing with research on the effectiveness of direct marketing programs, which was organized by the Direct Marketing Association and the Marketing Science Institute.

Prior to pursuing his PhD, Dr. Simonson worked for five years in a marketing capacity in a subsidiary of Motorola Inc., serving in the last two years as the product marketing manager for two-way communications products. Dr. Simonson's responsibilities included (a) defining new products and designing marketing plans for new product introductions, (b) customer and competitor analysis, and (c) sales forecasting.

#### F. DR. ALEX SIMONSON

Dr. Alex Simonson is an expert in marketing and market research. Dr. Alex Simonson intends to testify regarding a consumer perception survey that he undertook for this litigation regarding certain Dyson television commercials. Dr. Simonson will testify that his survey was conducted properly per judicially accepted standards and that it found no evidence that a significant percentage of consumers took away from the tested advertising any of the implied messages alleged by Maytag.

Dr. Simonson earned his Ph.D. in marketing, *with distinction*, from Columbia Business School, his J.D. from New York University School of Law, and his A.B., magna cum laude, from Columbia College, Columbia University. Dr. Simonson is the President and founder of Simonson Associates, Inc., a marketing research firm specializing in trademark, trade-dress and advertising studies in a legal context and in the context of brand protection. Prior to founding Simonson Associates, he was Vice President and co-head of Guideline Research Corporation's division in charge of brand protection and brand equity research. Prior to that, Dr. Simonson spent ten years as a full-time professor of marketing at Georgetown University School of Business and Seton Hall School of Business. There, Dr. Simonson taught courses in marketing research in addition to other marketing courses to both MBAs and undergraduates.

Dr. Simonson has designed surveys and consulted for numerous industries, law firms, agencies and consumer and business products and service companies for over 15 years. Dr. Simonson is a frequent speaker and co-chair of various critical conferences in the field of marketing research regarding brand protection. Recently, he co-chaired the American Marketing Association's conference for marketing academics and attorneys entitled "Using and Defending Consumer Surveys in Advertising and Trademark Cases" (2003 AMA Forum on Marketing and the Law) and was a presenter at the conference.

Dr. Simonson is the co-author of *Marketing Aesthetics*, a best-selling book on psychology and strategy in trade-dress and brand identity, as of now translated into 12 foreign languages, and he has published articles in leading marketing, strategic, and intellectual property journals. Dr. Simonson also provided an invited chapter in the PLI book Advertising Law in the New Media Age regarding the use of survey evidence in false advertising cases. Additionally, he is a member of the Editorial Board of The Trademark Reporter, a leading intellectual property

law review, the *Intellectual Property Strategist* and the *Journal of Public Policy and Marketing*, a leading academic refereed journal published by the American Marketing Association. Dr. Simonson's work has been cited in various media such as *Harvard Business Review*, *Business Week*, *Ad Age*, *BBC Television*, *Fox News*, *The Guru Guide to Marketing*, *The Washington Post*, *Forbes*, *NPR Morning Edition*, *Women's Wear Daily*, and *Bloomberg.com*.

**G. LAURA B. STAMM**

Laura Stamm is an expert in the field of damages analysis. Ms. Stamm will testify as to calculations of Hoover's lost profits based on the lost sales calculated by Dr. Steckel. Ms. Stamm will also testify as to calculations of Dyson's profits from the alleged false advertising. Finally, Ms. Stamm will rebut the report and testimony of Maytag's damages expert, Dr. Mohan Rao.

Ms. Stamm is a Managing Principal of Analysis Group, and specializes in the application of finance and accounting to problems in complex business litigation. Ms. Stamm is a graduate of the Sloan School of Management at the Massachusetts Institute of Technology, where she received an M.S. in Management with a Concentration in Finance. Ms. Stamm received a B.A. in Mathematics from Williams College. Ms. Stamm is a Certified Public Accountant, and a member of the Massachusetts Society of Certified Public Accountants, where she sits on the litigation committee.

Prior to joining Analysis Group, Ms. Stamm was a Manager at Price Waterhouse in Dispute Analysis and Corporate Recovery Services where she managed several projects involving the analysis of damages in business litigation. Ms. Stamm has served as an expert on matters involving both commercial disputes and lost earnings. She has worked with leading

academic experts from prominent institutions such as Harvard, Princeton, and M.I.T., on high profile cases involving issues ranging from intellectual property to securities violation.

Ms. Stamm is the author of several articles regarding business valuation and damages analysis in civil litigation cases.

#### **H. STEPHEN HARRISON**

Stephen Harrison is an expert in the field of mechanical engineering, with a specialty in aerodynamics. Dr. Harrison will testify about the force-of-gravity generated by the cyclones in Dyson's U.S. upright vacuum cleaners and the computational fluid dynamics techniques used to model and measure such forces.

Mr. Harrison is a Chartered Engineer and a Corporate Member of the Institution of Mechanical Engineers, and for the last seven years he has been a Technical Manager at Frazer-Nash Consultancy, Ltd. Mr. Harrison obtained an Honors Degree, First Class, in Engineering and his PhD in gas turbine aerodynamics from the University of Cambridge. Mr. Harrison has published seven conference and journal papers in his field.

#### **I. JAMES WIDDOWSON**

James Widdowson is an expert in the field of vacuum cleaner testing and claim substantiation. Mr. Widdowson will testify about tests that support Dyson advertising claims, the general structure, practices, and function of the IEC and ASTM, and the similarities and differences between ASTM and IEC testing protocols for vacuum cleaner performance.

Mr. Widdowson has been an employee of Dyson Limited since 2001, and is currently the Product Performance Manager. His job responsibilities include overseeing the organization and testing required to substantiate claims made on Dyson product packaging and in Dyson marketing communications.

Mr. Widdowson earned his mechanical engineering degree in manufacturing engineering from Trinity College, Cambridge University. Prior to joining Dyson Limited, he spent four years at Dowty Aerospace Propellers as a Production Development Engineer and Team Leader for Hydraulic System Assembly.

Mr. Widdowson serves on both ASTM and IEC committees. He is the official UK representative to IEC committee SC 59F, the Technical Sub-Committee for vacuum cleaners, and he serves as Dyson's representative to WG3 of SC 59F where he works with representatives of other vacuum cleaner manufacturers and others in the industry to develop and/or add to the wide range of tests currently available in the current IEC 60312 standard. Mr. Widdowson is also the Dyson representative to and member of all ASTM F11 committee, as well as its subcommittees and task groups. Mr. Widdowson is the Chair of ASTM task group F11.21.09 charged with developing a "debris cleaning" test method in addition to ASTM F608. He also serves as the Recording Secretary of task group F11.96.01, which examines IEC standards and seeks to harmonize IEC standards with ASTM standards, and task group F11.93.05, which is responsible for the ASTM "Buyer's Guide."

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# **SCHEDULE 8**

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

DYSON, INC., )  
DYSON TECHNOLOGY LIMITED Plaintiff, )  
v. )  
MAYTAG CORPORATION, ) Civil Action No. 05-434 GMS  
Defendant. )

**DEFENDANT/COUNTERPLAINTIFF HOOVER INC.'S  
STATEMENT SETTING FORTH THE QUALIFICATIONS  
OF HOOVER'S EXPERT WITNESS**

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### **EXPERT WITNESS QUALIFICATIONS**

#### **1. John Balough**

John Balough is an expert in the area of testing standards and performance testing related to vacuum cleaners. Mr. Balough intends to testify on performance testing standards related to upright vacuum cleaners and the performance testing conducted on Dyson upright vacuum cleaners pursuant to ASTM Test Methods F558 (Air Performance) and F608 (Carpet Cleaning Ability).

For over fifty years, Mr. Balough has had experience as a laboratory engineer, performing work, research, and testing for the floor care industry and, more specifically, related to vacuum cleaners. From 1972 to 2000, Mr. Balough served in various roles for The Hoover Company, including Laboratory Engineer, Laboratory Manager, Floor Care Research Scientist, Manager of Safety Standards, and Director of Laboratories. During his tenure at Hoover, Mr. Balough supervised and personally conducted the performance testing of both Hoover's and its competitors' vacuum cleaners and conducted research into product development and safety standards related to vacuum cleaners. From 2000 to the present, Mr. Balough has served as consultant to Hoover in the area of testing standards and performance testing, during which Mr. Balough has represented Hoover on the ASTM and Association of Home Appliance Manufacturers committees and advised Hoover on the development and evolution of testing standards related to the floor care industry and vacuum cleaners.

In both his roles as a consultant and laboratory engineer for Hoover, Mr. Balough has been intimately involved with the development of and execution of testing related to industry-accepted testing standards, such as ASTM and IEC standards. Since 1974, Mr. Balough has been a member of the ASTM International F11 Committee on Vacuum Cleaners, of which he

was Chairman from 2006 to 2007. As a prominent member of ASTM, Mr. Balough participated in the development and publication the ASTM F608 Test Method on Carpet Cleaning. In addition, since 1975 Mr. Balough has been a member of the International Electrotechnical Commission (IEC 59F – Floor Treatment Appliances), of which he was Secretary for the IEC 59F Working Group 3 from 1977 to 1996 and IEC 59F Technical Advisor to the U.S. National Committee from 1977 to 1996. Further, Mr. Balough is a member of the Association of Home Appliance Manufacturers, serving on the Engineering Council and Floor Care Board from 2004 to the present, the Vacuum Cleaner Manufacturers Association, serving as Chairman of Engineering Technical Committee from 1998 to 2004, and the American Society of Mechanical Engineers. In acknowledgement of his contributions to the area of testing standards for the floor care industry, Mr. Balough received the Award of Merit (Fellow) from ASTM and the HAIL Award from the Association of Home Appliance Manufacturers.

2. **Ronald Battema**

Ronald Battema is an expert in the field of product safety, certification, testing standards, performance testing, and training related to domestic and foreign vacuum cleaners. Mr. Battema intends to testify on the testing standards and procedures for upright vacuum cleaners, including IEC (International Electrotechnical Commission) and ASTM (American Society for Testing and Materials) testing standards, relied upon by Dyson and other vacuum cleaner manufacturers to substantiate their advertising claims. Mr. Battema also intends to testify on the performance testing and results related thereto of Dyson's and other manufacturers' upright vacuum cleaners to evaluate the substantiation or lack thereof of Dyson's advertising claims for its upright vacuum cleaners.

Mr. Battema has more than twenty years of experience working with foreign and domestic product safety and performance testing standards and procedures, such as UL, CSA, IEC/EN, and ASTM, related to vacuum cleaners and other floor care products and appliances. During these twenty years, Mr. Battema has been actively involved in the development of these product safety and performance testing standards and procedures through his participation in many standards and testing committees in the U.S., Canada, and Europe. For example, Mr. Battema has provided a strong voice for the Vacuum Cleaner Manufacturers Association during the development of safety and performance standards on the SC59F – Floor Treatment Appliances/Working Group 3 (IEC 60312) Panel, the UL 94/746 Standards Testing Panel, the UL 1004 Standards Testing Panel, the TC 61 Technical Advisory Group, and the CISPR 14 (EMC) Panel. In addition, Mr. Battema has served as Chairman of various committees related to vacuum cleaners, including ASTM F11.10 (Safety), F11.21.03 (Cleaning Ability), F11.22.05 (Motor Air Performance), F11.22.06 (Sustained Performance), F11.96.01 (International Standards), and F11.25.01 (Sound Performance) committees, as well as Recording Secretary for the F11.22 (Air Performance), F11.30 (Durability), F11.23.01 (Fractional Filtration), F11.90 (Executive), and F11 (Main) committees.

Mr. Battema's education includes a Bachelor of Science in Electrical Engineering, *cum laude*, from the University of Bridgeport, Connecticut and a Bachelor of Applied Science in Electrical Engineering, *magna cum laude*, from the University of Bridgeport, Connecticut. In addition, Mr. Battema has been a member of the Institute of Electrical and Electronic Engineers, a member of the U.S. National Committee, and member of the American Society for Testing and Materials (ASTM).

Currently, Mr. Battema serves as a consultant for Compliance Consulting, Inc., where he provides consulting services related to ASTM performance testing of vacuum cleaners and product safety testing of appliances for domestic and international product safety standards organizations. Prior to his work at as a consultant for Compliance Consulting, Inc., from roughly January 1983 to May 2003, Mr. Battema served as Chief Certification Engineer and, for the first few years, as Supervisor of Test Engineering for Aerus LLC (formerly Electrolux LLC). In his position as Chief Certification Engineer, Mr. Battema provided a strong voice for Aerus/Electrolux on the Vacuum Cleaner Manufacturers Association Technical Committee, on the Underwriters Laboratories Standards Testing Panel for Vacuum Cleaner Standards, and on the Canadian Standards Association Technical Subcommittee for Vacuum Cleaner Standards. At this time, Mr. Battema also prepared and guided Aerus/Electrolux through the process of obtaining laboratory certification from UL, CSA, DEMKO, and TÜV Rheinland, which ultimately enabled Aerus/Electrolux laboratories to conduct not only in-house, but also third-party testing. Mr. Battema, therefore, administered and oversaw the UL and CSA in-house testing at Aerus/Electrolux facilities for both Aerus/Electrolux and third-party corporations. In his position as Supervisor of Test Engineering, Mr. Battema was responsible for all Engineering Test Labs, the design and specification of new test equipment, fixtures, and procedures, and the execution of product testing utilizing standard procedures from ASTM, UL, etc.

Throughout his career, Mr. Battema has received several awards from the Vacuum Cleaner Manufacturers Association, ASTM, and the U.S. National Committee for his work in the areas of product safety and performance testing standards development. In addition, Mr. Battema has participated in the drafting and publishing of several widely used and relied upon product safety and performance testing standards, including UL 1017/CSA C22.2 No. 243

(Vacuum Cleaners, Blower Cleaners, and Household Floor-Finishing Machines), ASTM F608 (Standard Test Method for Evaluation of Carpet Embedded Dirt Removal Effectiveness of Household/Commercial Vacuum Cleaners), ASTM F1334 (Standard Test Method for Determining A-Weighted Sound Power Level of Vacuum Cleaners), and ASTM F2105 (Standard Test Method for Measuring Air Performance Characteristics of Vacuum Cleaner Motor/Fan Systems).

3. Lewis Migliore

Lewis Migliore is an expert on floor covering, having been involved in the floor covering industry for the past 35 years. Mr. Migliore intends to testify at trial on the prevalence of textile floor covering material in the U.S. market, that flooring with crevices is not prevalent flooring in the U.S. market, that Wilton carpets are a negligible percentage of the carpet sold in the U.S. market, and that the four types of carpet used in the ASTM F608 test are representative of the carpet styles sold in the U.S. market.

Mr. Migliore specializes in the practice of consulting on and troubleshooting carpet and vinyl related complaints, problems, and performance issues. Mr. Migliore is the President of LGM Technical Carpet Services. In that capacity, he evaluates flooring surfaces, solves problems regarding flooring surfaces, and consults on carpet and vinyl claims and complaints. Other areas of his business include drafting informational and educational materials, writing and speaking on flooring issues, developing and presenting seminar programs, specifying flooring products, product specification review and evaluation, and product analysis. His work involves physically inspecting, testing, analyzing and evaluating complaints and problems related to floor surfaces for attorneys, manufacturers, distributors, retailers, large corporations, institutions, insurance companies, designers, contractors, architects and others. Mr. Migliore deals with a

multitude of floor covering problems including, but not limited to, those related to manufacturing, specification, installation, performance, use and maintenance.

Mr. Migliore began his career in a retail carpet store selling and managing. He then owned and operated a business in the service sector, cleaning and repairing carpet and furniture. Mr. Migliore's professional life's work has been devoted to mastering the knowledge and science of every aspect of textile floor covering products, their characteristics, performance, installation, maintenance, problems and how they can be resolved.

Based on his extensive experience in the floor care industry, Mr. Migliore has an in-depth understanding of floor coverings, including textile floor coverings, and their characteristics, including construction of the product. Additionally, Mr. Migliore maintains current knowledge of a multitude of floor covering issues, including: industry statistics and trends in floor covering and floor covering sales, prevalence of various floor covering products, floor covering surfaces used in U.S. homes, floor covering products available in the marketplace, carpet styles sold in the United States market, floor covering produced in the United States, market share of floor surfaces, desirable attributes of flooring surfaces, and installation of flooring surfaces. He also maintains constant contact with manufacturing, testing and technical facilities to keep abreast of new technology and changes occurring in the industry.

Additionally, Mr. Migliore routinely speaks, writes, and instructs on the subject of flooring surfaces and flooring problems. He has also written padding and installation specifications, maintenance manuals, and claims policies for carpet manufacturers and end users.

Some of Mr. Migliore's professional affiliations and honors include: Former Arbitrator and Panel Member of the American Arbitration Association, Former Member of the American Association of Textile Chemists and Colorists, Associate of the Carpet and Rug Institute, Former

Chairman of the Board - The Society of Cleaning Technicians (1979 and 1980), Past President - International Institute of Carpet and Upholstery Cleaners (1981), and Former Vice-President and Founder - National Association of Carpet Inspectors (1985).

**4. Dan Miller**

Dan Miller is a senior engineer for the Hoover. He has been with the Hoover Company for over 13 years. Mr. Miller may testify on the following subject matters: similarities and differences between Dyson's U.S. and U.K. upright vacuum cleaners, performance testing on Dyson upright vacuum cleaners, testing standards for upright vacuum cleaners, substantiation or lack thereof of Dyson's advertising claims for its upright vacuum cleaners, and matters related to both U.S. and U.K. in-home testing.

As senior engineer for Hoover, Miller is responsible for representing Hoover's interests with regards to vacuum cleaner and extraction cleaner test standards development internally and within international standards forums, as well as supervising internal test programs for research, development, and advertising claims substantiation. Mr. Miller provides guidance for testing Hoover and competitive products and oversees the testing requested for claims. His job is to understand standards and supervise the testing.

Mr. Miller also maintains an active and prominent role in both national and international standards forums. Mr. Miller represents Hoover at the ASTM (American Society for Testing and Materials) and IEC (International Electrotechnical Commision), and assists with the development of testing standards and protocols. Mr. Miller is the subcommittee chairman for the ASTM F11.22 subcommittee on air performance of vacuum cleaners, the technical advisor to the United States National Committee Technical Advisory Group for IEC SC59F – Floor Treatment Appliances and the secretary of the IEC SC59F Working Group 3. He represents the U.S. at the

subcommittee 59F meetings. Mr. Miller has extensive experience with the running of tests, testing protocols, procedures, reproducibility, and reliability, and IEC and ASTM operations and procedures.

Additionally, Mr. Miller served on the ANSI (American National Standards Institute) delegation to IEC. The ANSI delegation for the technical advisory group is made up of a variety of companies within the U.S. that have interests in the IEC test methods, as well as individuals that might have interest for other reasons. Additionally, Mr. Miller represented Hoover in the industry organization CRI (Carpet and Rug Institute).

Mr. Miller received a Bachelor of Science in aerospace engineering from the University of Cincinnati in 1992. Since then, he has taken courses at the University of Akron towards a degree in an M.B.A. program.

**5. Mohan Rao, Ph.D.**

Dr. Mohan Rao is an expert at economic and financial analysis in complex commercial disputes. Dr. Rao intends to testify on Hoover's damages, lost sales, and lost profits, due to false and misleading advertising claims made by Dyson since its entry into the U.S. market in 2002. Dr. Rao also intends to testify as to the profits made by Dyson as a result of the false and misleading advertising claims since its entry into the U.S. market in 2002.

Dr. Rao is a Director at LECG, LLC, an international economics and finance consulting firm, and an Adjunct Professor at the McCormick School of Engineering and Applied Science at Northwestern University.

He has a Bachelor of Science in Engineering from the University of Michigan, a pre-doctoral fellowship from Harvard University, and a Ph.D. from the University of Colorado. Dr. Rao was a recipient of the Cooley Award from the University of Michigan College of

Engineering and the David Cattel Fellowship from UCLA. Prior to joining LECG, he was a Managing Director at InteCap, Inc. and Vice President at Charles River Associates. Prior to that, he was a professor at UCLA and a Teaching Fellow at Harvard University.

Dr. Rao is a member of the American Economic Association, the IEEE, and the Intellectual Property Owners Association (Patent Litigation Committee). He also is the Chair-Elect of the Valuation and Taxation Committee of the Licensing Executives Society.

Dr. Rao teaches graduate-level finance at Northwestern University and has previously taught Ph.D.-level econometrics as a professor at UCLA. His teaching and research have included the financial and econometric concepts and techniques discussed in his December 18, 2006 Expert Report. Additionally, Dr. Rao teaches intermediate and advanced courses on intellectual property valuation at the Licensing Executives Society. Dr. Rao is the co-author of the chapter on econometrics in the *Litigation Services Handbook*, a leading reference for financial experts in litigation matters. Additionally, Dr. Rao has published extensively on the topics of econometrics, trademarks and trademark valuation, surveys, intellectual property protection and rights, patents and international trade.

Dr. Rao has performed economic and damages analysis as an Expert in a wide range of intellectual property, antitrust, and breach of contract matters, including cases involving false advertising.

#### **6. Yoram (Jerry) Wind, Ph.D.**

Dr. Yoram (Jerry) Wind is one of the leading experts in the field of marketing strategy, marketing and consumer research, new product and market development, and consumer and organizational buying behavior. In this case, Dr. Wind intends to testify about consumers'

perceptions of Dyson's advertising claims and the impact these claims have on consumers' overall perceptions of Dyson and Hoover.

Dr. Wind's educational background includes a Bachelor of Social Science in Economics and Political Science and a Master of Arts in Business Administration and Political Science from the School of Economics and Social Sciences at The Hebrew University in Jerusalem and a Ph.D. in Marketing from Graduate School of Business at Stanford University. In addition, Dr. Wind holds a Certificate in Marketing Management from the International Center for Advancement of Management Education at Stanford University.

Currently, Dr. Wind is The Lauder Professor and Professor of Marketing at the Wharton School of Business at the University of Pennsylvania. Dr. Wind joined the Wharton School in January 1967 after receiving his doctorate degree from Stanford University. Dr. Wind teaches several MBA, Ph.D., and executive development courses on a wide range of marketing topics. During his tenure at that the Wharton School, Dr. Wind founded *The Wharton "think tank," The SEI Center for Advanced Studies in Management, The Wharton Fellowes program, The Joseph H. Lauder Institute of Management and International Studies, and The Wharton Center for International Management Studies*. Dr. Wind chaired the Wharton committees that designed *The Wharton Executive MBA Program*, the new MBA curriculum, the Wharton globalization strategy, and MBA program's cross-functional integration efforts. Dr. Wind also started and chaired *The Wharton International Forum*.

In addition to his extensive academic practice, Dr. Wind has also served as an advisor and consultant to many Fortune 500 firms and a number of non-U.S. multinationals in the financial services, pharmaceuticals, information, and consumer packaged good industries. As a consultant, Dr. Wind offers both overall global corporate and business strategy advice, as well as

marketing strategy and consumer research assistance. Furthermore, Dr. Wind has served as an expert witness in the areas of marketing and survey research on many occasions and in various contexts. In both his capacity as professor, consultant, and expert witness, Dr. Wind has concentrated on the development of marketing strategies and has designed, conducted, and evaluated numerous marketing and consumer research studies.

Dr. Wind is one of the most cited authors in the field of marketing. Dr. Wind is a regular contributor to professional marketing literature and has published 20 books and over 250 papers, articles, and monographs on the areas of marketing strategy, marketing research, new product and market development, consumer and industrial buying behavior, and international marketing. In addition, Dr. Wind is the founding editor of *Wharton School Publishing*, has served as the editor-in-chief of the *Journal of Marketing*, has participated on the policy boards of the *Journal of Consumer Research* and *Marketing Science*, and has been on the editorial boards of all major marketing journals.

Dr. Wind is also an active member of the major marketing and management science professional associations. For example, Dr. Wind has served as the Chancellor of the International Academy of Management, academic trustee of the Marketing Science Institute, chairman of the College of Marketing of the Institute of Management Science, and a member of the Board of Directors for the Philadelphia American Marketing Association Chapter.

In recognition for his vast contributions to the marketing community, Dr. Wind has received several awards, including the three major marketing awards: The Charles Coolidge Parlin Award (1985), the AMA/Irwin Distinguished Educator Award (1993), and the Paul D. Converse Award (1996). In 1984, Dr. Wind was elected as a member of the Attitude Research Hall of Fame. Additionally, Dr. Wind has received a number of research awards, including two

Alpha Kappa Psi Foundation awards. In 2001, Dr. Wind was selected as one of the 10 *Grand Auteurs in Marketing*. Most recently, in 2003, Dr. Wind was the recipient of the Elsevier Science Distinguished Scholar award of the Society for Marketing Advances.

**7. Charles D. DeGraff**

Charles D. DeGraff will testify that the Hoover Fusion vacuum cleaner does not infringe any of the Dyson patents at issue in this litigation. He is an expert in the engineering of vacuum cleaners.

Mr. DeGraff received a Bachelor of Science degree in chemical engineering from Case Institute of Technology in 1960. He was continuously employed by The Hoover Company from 1960 until he retired in January 2001. During his entire period of employment with Hoover, he worked in engineering capacities, and his entire career was devoted to design, development and manufacturing of various housewares and floor care products, and particularly vacuum cleaners. In 1985, he became Chief Engineer, and from 1986 until his retirement, he was Vice President of Engineering at Hoover. During that entire time, 1985-2001, the Patent Department of The Hoover Company reported directly to him. Having a direct line of report from the Patent Department at Hoover, he became quite familiar with patents. Mr. DeGraff is proficient in reading, understanding and applying those teachings and claims as a person of ordinary skill in the art. During Mr. DeGraff's entire tenure with The Hoover Company, he was continuously associated with and either worked with or supervised persons of ordinary skill in the art of vacuum cleaner technology.

**8. Alex L. Constable, MBA**

Mr. Constable will testify concerning the determination of a reasonable royalty as it relates to Hoover Fusion. He is an expert in Valuation and Statistical Analysis.

Mr. Constable is a Senior Manager in the Valuation and Litigation Advisory Services Group with CBIZ Accounting, Tax & Advisory of Ohio, LLC. CBIZ provides valuation or litigation services to over 100 clients annually as well as transaction, tax, accounting and other advisory services to over 700 clients.

Mr. Constable has over 15 years of experience with backgrounds in Litigation Support, Valuation and Statistical Analysis. He is responsible for the development and preparation of valuations of closely held business entities and litigation support issues. He has worked on projects for firms in the manufacturing, distribution, retail and service segments in a diverse variety of industries with revenues ranging from under \$1 million to over \$1 billion. Interests valued include entity value, common stocks, partnership interests (including Family Limited Partnerships), LLC interests, and interests subject to various contractual restrictions. Further, Mr. Constable has prepared over 1,000 expert reports regarding various damage issues in commercial and tort litigation including loss of contribution margin and personal injury/ lost earning capacity analyses. Mr. Constable testified in front of the September 11th Victim Compensation Fund.

Mr. Constable earned an undergraduate degree in Economics from Cleveland State University as well as a Master of Business Administration with dual concentrations in Finance and Business Statistics. Additional professional training, accreditation and examinations are currently under way with the American Society of Appraisers.

Mr. Constable is a member of the National Association of Forensic Economics, a member of the Business Valuation/ Forensic Litigation Services division of the American Institute of Certified Public Accountants, an Associate Member of the American Society of

Appraisers, and a member of the Beta Gamma Sigma Honor Society for Collegiate Schools of Business.